

**BEFORE THE CONSUMER GRIEVANCES REDRESSAL FORUM
MADHYA GUJARAT VIJ CO LIMITED
CORPORATE OFFICE, 5TH FLOOR SP VIDYUT BHAVAN,
RACECOURSE, VADODARA 390 007**

Subject	Consumer Grievances Complaint No.MG-IV-138-2013.14
Complainant	Shri Kodarbhai Motibhai Patel at Zanda, Post : Aabvel, Tal: Kapadwanj, Dist : Kheda
Respondent	Shri R M Patel DE, REC Sub D/n. MGVCL
Date of hearing	14.02.2014 at Kapadwanj

QUORUM	NAME
Chairperson	Shri P J Patel, Gandhinagar
Independent Member	Harsha S Chauhan, Vadodara
Technical Member	Medha M Marathe, MGVCL

The complaint dated 01.02.2014 regarding to release agriculture vij connection under Dark Zone Yojna.

On 14.02.2014, the case of the Complainant Grievance was heard before Consumer Grievance Redressal Forum wherein Shri Ramanbhai K Patel appeared on behalf of complainant Shri Kodarbhai Motibhai Patel whereas Shri R M Patel, Deputy Engineer of Kapadwanj REC s/dn of MGVCL appeared as respondent on behalf of MGVCL before the Forum. Both the parties were heard.

The brief details of the case are as under:

1. The complainants had applied for new agriculture connection on 12.10.2012 under Dark Zone in Survey No.54 paiki, Khata No.37.
2. During draw of agricultural connection, priority number 1591 was allotted.
3. The complainant has opted to switch over to tatkal scheme on 20.11.2013.
4. On site verification it was found that there is existing agriculture connection in the name of Shri Prabhudas Bhagwanbhai Patel in L.S. no. 54 paiki. As complainant had demanded the agriculture connection in LS No. 54 paiki his both applications i.e. under Dark Zone as well as Tatkal scheme were cancelled by Kapadwanj REC Sub D/n. vide letter no. KPJ/REC/Tech/263 dated in view of the MGVCL circular that only one connection can be given in one survey number.

The complainant contended that the application was registered for Agricultural Connection on 12.10.12 in Survey No.54 paiki, Khata No.37. The applicant has opted to switch over to tatkal scheme on 20.11.2013. The land bearing Survey

No.54 paiki was already distributed in two parts consisting of Khata No.37 and 413. There is no existing Ag Connection in Survey No.54 Paiki, Khata No.37 but the Agricultural connection exists in survey No.54 paiki, Khata No.413 in the name of Shri Prabhudas Bhagwanbhai Patel. So complainant requested to give new agriculture connection in L.S.no.54 paiki, Khata no. 37.

The respondent contended that the complainant has registered for new connection on 12.10.2012 in Survey No.54 Paiki, Khata No.37. The applicant has opted to switch over to tatkal scheme on 20.11.2013. During the survey, it was found that in LS No.54 paiki, there is already existing connection in the name of Shri Prabhudas B Patel. Hence, as per MGVCL Circular considering same survey No.54 paiki, the application was cancelled and applicant was informed vide letter no. KPJ/REC/Tech/263.

The Forum Members present at the hearing considered contention of both the parties and perused the records and observed that LS No.54 Paiki is same but Khata numbers are different i.e 413 & 37. The connection can be given to the complainant having same survey number 54 paiki but different Khata number being legal possessor of different land. Accordingly, application of Shri Kodarbhai Motibhai Patel should be processed to give Ag Connection.

In instant case, the Khata nos of a Survey Number are different and their legal possession is with different owners so considering separate entity vij connection can be given.

ORDER

The Forum directs the Madhya Gujarat Vij Co Limited to process for new agriculture connection to complainant Shri Kodarbhai Motibhai Patel at Zanda, Post : Aabvel, Tal: Kapadwanj, Dist : Kheda in L.S. no. 54 paiki, Khata no. 37 under Tatkal scheme.

(Medha M Marathe)
Technical Member

(Harsha S Chauhan)
Independent Member

(P J Patel)
Chairperson

PS :

If the complainant is not satisfied with the order of this Forum, the complainant may approach The Staff Officer, Office of the Electricity Ombudsman, Gujarat Electricity Regulatory Commission, Barrack No.3, Polytechnic Compound, Ambawadi, Ahmedabad 380 015 in accordance with Chapter-5, Clause No.13 of GERC Notification No.4 of 2005.

Procedure to make representations before Ombudsman***

1. Representation should be in writing duly signed by the complainant with his name and address.
2. Representation should be supported with affidavit.
3. True copy of order of Forum and original complaint made before Forum should be attached. Enclosed documents should be certified copies of the original documents.
4. The representation before Ombudsman should be submitted within 30 days from the date of order of Forum.
5. Copy of representation should be submitted at the office of Ombudsman. Copy of representation should be submitted to all respondents.
6. If the complainant is required to pay any amount according to the order of Forum, one-third of such amount should be deposited by complainant and proofs should be attached along with the representation.

7. The matter should not be pending before the competent Forum or any other court, tribunal, arbitrator or any other authority.
8. All representations should be with a sufficient cause, reasonable diligence causing the consumer prima facie loss and damages / inconvenience.
9. Representation may be submitted in English or Gujarati language

*** <http://www.gercin.org/docs/Cosumer%20Grievances/Procedure/Procedure.pdf>