

**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-I-25-2014.15
Complainant	Shri Magaji Galaji Zala at Bhutia Tal. Kapadwanj Dist.Kheda
Respondent	Shri R.M.Patel D.E.REC sub-division Kapadwanj subdivision MGVCL
Date of hearing	27.06.2014 at Nadiad

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

The complaint dated 17.06.2014 regarding to give agriculture vij connection.

On 27.06.2014, the case of the Complainant Grievance was heard before Consumer Grievance Redressal Forum wherein Shri Laxmanji Magaji Zala appeared on behalf of complainant, whereas Shri R.M.Patel, Deputy Engineer of Kapadwanj S/dn appeared as respondent on behalf of MGVCL before the Forum. Both the parties were heard.

The brief details of the case are:

1. The complainant had applied for new vij connection in LS No.164/4 village Bhutiya and registered on 16.10.2012 under dark zone scheme.
2. Complainant's cousin brother Shri Shanaji Fataji Zala had applied for new vij connection in the same LS No.164/4 village Bhutiya and registered on 05.10.2012 under dark zone scheme.
3. As complainant came to know that only one connection can be released in one survey no., he got bifurcation of the land and the land bearing new L.S. no.164/4 paiki 1 was allotted to him. The land bifurcation was carried out after payment of debt to local Sahkari Mandli. The no debt and land

bifurcation entry are carried out as per entry no. 3140 and 3141 respectively.

4. Complainant has requested that by considering above documents Vij connection may be given in L.S.No.164/4 paiki 1.

The complainant has contended that his cousin brother Shri Shanaji Fataji Zala had applied for new vij connection in LS No.164/4 village Bhutiya and registered on 05.10.2012 under dark zone scheme. Later complainant had applied for new vij connection in same LS No.164/4 village Bhutiya and registered on 16.10.2012 under dark zone scheme. Knowing that only one connection can be released in one survey number, he got bifurcation of the land and the land bearing new L.S. no.164/4 paiki 1 was allotted to him. The land bifurcation was carried out on 05.04.2014 after clearing debt to local Sahkari Mandli. The debt clearance and land bifurcation are entered in Hakkpatrak - 6 vide entry no. 3140 and 3141 respectively.

The respondent contended that complainant had applied for new vij connection in LS No.164/4 village Bhutiya and registered on 16.10.2012 under dark zone scheme at GP No.1597 under option "C" dated 16.10.2012 and opted under TATKAL No.235 dated 26.11.2013. The complainant's cousin brother Shri Shanaji Fataji Zala had already applied for new vij connection in the same LS No.164/4 village Bhutiya and registered on 05.10.2012 under dark zone scheme at GP No.95 dtd.01.05.1993 and opted in Tatkal scheme under (option B) Dtd.05.10.2012. As per company's norms, the application registered first is to be considered and next one is to be cancelled. The complainant was informed regarding this vide letter no. KRC/148 dated 04.01.2013. Land distribution was carried out among the family member son dated 05.04.2014.

The Forum Members present at the hearing considered contention of both the parties and perused the records & observed that as land was not divided at the time of application for new connections, the connection demanded are to be treat in same survey number therefore, the decision taken by MGVCL to consider Shri Shanaji Fataji Zala who has first applied is eligible to process and other

application cancelled is in order. He was advised to apply a fresh application as dark zone scheme is still continued, if he wish a connection in bifurcated LS No.164/4 paiki 1.

ORDER

The Forum directs Shri Magaji Galaji Zala at Bhutiya Tal. Kapadwanj Dist.Kheda that the decision taken by the MGVCL to cancel his application is in order.

(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>