

**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-II-42-2014.15
Complainant	Shri Priteshbhai Kantibhai Patel, Moti Khadki, At : Kunjrav, Dist : Anand
Respondent	Shri S P Sagar, Deputy Engineer of Anand (South) s/dn of MGVCL.
Date of hearing	08.08.2014 at Vadodara

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

The complaint dated 02.08.2014 regarding to cancel agricultural vij connection.

On 08.08.2014, the case of the Complainant Grievance was heard before Consumer Grievance Redressal Forum wherein Shri Bharatbhai Sureshbhai Patel cousin brother of complainant Shri Priteshbhai K Patel appeared himself whereas Shri S P Sagar, Deputy Engineer of Anand (South) s/dn 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. 5 HP electric agricultural connection asked in Survey No.18/1+2
2. On dated 26.6.2014 surveyed the site and found greenhouse is constructed in this survey number.
3. MGVCL has refused to give agricultural connection as by constructing greenhouse it falls under commercial activity and NRGV tariff applicable instead of agricultural tariff. In regard to this, MGVCL has given suggestion to shift the place of connection to other land.
4. Complainant requested to give agricultural tariff connection in same land as his greenhouse is not of Hi-Tech nature and not require 24 hours power supply.

5. Requested the Forum to give justice and a connection to existing survey number as he has already made huge expenditure.

The complainant contended that he has constructed a greenhouse to protect entry of insects, less use of water by adoption of drip irrigation and more quality production. His requirement is not for 24 hours power as he is not using any Hi-Tech equipment or procedure. In line with agricultural normal farming, he required water for drip irrigation purpose approximately for maximum 2 hours in 5 days' period. His requirement can be met with single phase power supply with minimum requirement of 3 HP power supply but as a safeguard he asked for 5 HP connection. He is not insisting to give power supply from 24 hours feeder but can be given from nearby agricultural feeder. Requested to Forum to give proper justice.

The respondent contended that the site was surveyed on 26.06.2014 where it was noticed that a greenhouse is constructed. As per GoG letter No.UGV-102011-70-K1 dated 26.04.2012, agricultural tariff connection cannot be given to greenhouse farming. As per the circular for such farming NRGV tariff is applicable. Therefore, the applicant was advised vide letter dated 14.07.2014 that he can ask agricultural connection to other survey number where greenhouse is not constructed.

The Forum Members present at the hearing considered contention of both the parties and perused the records and observed that the respondent's understanding of GoG circular, MGVCL circular is not proper. The said circulars are for Hi-Tech Greenhouses where Twenty Four (24) hours power supply is required and that cannot be fed from existing agricultural feeder supplying only 8 hours three phase power supply in a day so new line catering 24 hours power supply required to erect from JGY feeder.

Whereas, in this case, the applicant's requirement is not for 24 hours power supply so circular for Hi-Tech greenhouse purpose is not applicable.

In view of the above discussion, the Forum is of the opinion that the agricultural power supply can be given from nearby by Ag DOM feeder.

ORDER

The Forum directs the Madhya Gujarat Vij Co Limited to give connection from nearby Ag DOM feeder for agricultural farming activity in respect of

complainant Shri Priteshbhai Kantibhai Patel, Moti Khadki, At: Kunjrav, Dist : Anand

(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>