

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-160 -2013-14
Complainant	Shri Rumalsinh Jesangji Chauhan, At : Nava Bobha, PO: Waghjipur, Tal: Kapadwanj, Dist: Kheda
Respondent	Shri R B Vankar, Junior Engineer Kapadwanj REC S/dn of MGVCCL
Date of hearing	13.03.2014 at Vadodara

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

The complaint dated 05.03.2014 regarding to give agriculture vij connection under Dark Zone Yojna

On 13.03.2014, the case of the Complainant Grievance was heard before Consumer Grievance Redressal Forum wherein Shri Rumalsinh Jesangji Chauhan, appeared himself, whereas Shri R B Vankar, Junior Engineer Kapadwanj REC appeared as respondent on behalf of MGVCCL 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 26.09.2012 Khata No.181.
2. During draw of agricultural connection, priority number 2775 was allotted.
3. The complainant has opted to switch over to tatkal scheme on 2.11.13, priority No. Tatkal 133..
4. Application was cancelled by Kapadwanj Sub D/n. MGVCCL on dtd. 2.1.2014 after site visit. During site survey, it was found that one connection exists in the name of Shri Bhikhabhai Jesangbhai Patel in same survey number. Land was purchased by Shri Bhikhabhai Jesangbhai Patel on dated 5.5.1999. The complainant has demanded in same survey number but as per MGVCCL circular only one connection can be given in one survey number.

The complainant contended that the application was registered for Ag. Connection on 26.9.2012, Khata No.34/12 paiki. Complainant has opted to switch over to tatkal scheme on 2.11.13. The land bearing Survey No.34/12 was already sold by complainant and distributed amongst brothers in four parts consisting of Khata No. 180, 181, 182 & 4. There is existing Ag Connection in

Survey No.34/12 paiki Khata No.180. As Khata number being different, complainant should be given Agri. Connection.

The respondent contended that the complainant has registered for new connection on 26.9.2012 Survey No.34 /12 paiki Khata No.181. Complainant has opted to switch over to tatkal scheme on 2.11.13. As per MGVCL Circular considering same survey number i.e.34/12 paiki, the application was cancelled and informed to the applicant. As per recently clarification given by MGVCL Corporate Office vide letter No.MGVCL/RE/ Ag Khata No/148 dated 4.3.2014 to establish separate legal entity of the premises, documents such as revenue records 7/12, 8A, and 6 (Hakpatrk) showing entries and Land Measurement Sheet (Mapni Sheet) / village map issue by the concerned District Inspector of land record (DILR) of the said land survey number.

The Forum Members present at the hearing considered contention of both the parties and perused the records and observed that LS No.34/12 paiki is same but Khata numbers are different. The connections can be given to the complainant having agricultural connection in same survey number but different Khata numbers as legal possessor is different. Accordingly, application of Shri Rumalsinh J Chauhan should be processed to give Ag Connection.

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

O R D E R

The Forum directs the Madhya Gujarat Vij Co Limited to process for new agriculture connection to complainant Shri Rumalsinh Jesangji Chauhan, At : Nava Bobha, PO: Waghjipur, Tal: Kapadwanj, Dist: Kheda, after collecting documents as above.

(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>