

**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- 152 -2013.14
Complainant	Shri Shivabhai Mathurbhai Patel P.O. Aabvel Tal: Kapadwanj, Dist : Kheda
Respondent	Shri R B Vankar, Junior Engineer of Kapadwanj REC S/dn of MGVCL
Date of hearing	07.03.2014 at Vadodara

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

The complaint dated 20.02.2014 regarding to give agricultural vij connection under Dark Zone Yojana.

On 07.03.2014, the case of the Complainant Grievance was heard before Consumer Grievance Redressal Forum wherein Shri Nishantbhai Bhaichandbhai Patel grand-son of complainant appeared, whereas Shri R B Vankar, Junior Engineer of Kapadwanj REC 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. Shri Shivabhai Mathurbhai Patel had applied for new vij connection in LS No.309 paiki village Aabvel and registered as GP No. TKL60 on 20.11.2013.
2. GGRC had issued work order No.KH9096 Dtd.01.02.2014, and subsequently complainant had paid the estimate charges of Rs.80083/- vide D.D.no.821287 on dtd.17.02.2014.
3. As complainant has provided drip system on 1.20 hectares which is owned by him. The said L S.No. 309 P has 4 khatas.
4. Concerned Deputy Engineer refused to sign FPA on the ground that drip is not covered in entire L.S.No.309P.
5. Other part of land under L.S.No.309P is owned by Shri Goswami.
6. The applicant has requested the forum to give justice as he has laid drip system in his ownership area, so there shouldn't be any problem for signing FPA by concerned D.E.

The complainant contended that he has completed whole process for signing of Four-Party Agreement but MGVCL is not signing the FPA and asking to provide

drip system in whole survey number. The survey No.309P having four independent owners having same L S Number but different Khata Numbers. His Khata No. is 154. He cannot compel other owners to adopt drip system.

The respondent contended that while signing of FPA, it came to the notice that MIS is not adopted in whole L S No. 309 paiki. As per GUVNL guideline, it is required to adopt MIS in whole L S No. to take benefit of Tatkal Yojna-2013. Hence not signed FPA.

The Forum Members present at the hearing considered contention of both the parties and perused the records and observed that work order generated by GGRC is made available to complainant in time and he has made payment on 17.02.2014. But due to partial provision of drip system in L.S.No.309P, MGVCL has refused to sign FPA.

The Forum is of the opinion that MGVCL cannot compel the application to do MIS in the land whose owners are different (Different Khata Nos.). He can do MIS in own land having legal occupancy.

ORDER

The Forum directs the Madhya Gujarat Vij Co Limited to process for new agriculture connection to complainant Shri Shivabhai Mathurbhai Patel at Aabvel, Tal: Kapadwanj, Dist : Kheda.

(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>