

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-06-2014.15
Complainant	Shri Vijaybhai Hasmukhbhai Patel, Near Satkeval Poultry Farm, Rasnol Road, At & Post : Sarsa, Dist: Anand
Respondent	Shri S P Sagar, Deputy Engineer Anand south s/dn of MGVCCL.
Date of hearing	17.04.2014 (Anand)

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

The complaint dated 08.04.2014 regarding to give industrial vij connection

On 17.04.2014, the case of the Complainant Grievance was heard before Consumer Grievance Redressal Forum wherein Shri Vijaybhai Hasmukhbhai Patel, appeared himself whereas Shri S P Sagar, Deputy Engineer Anand south s/dn 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. Single phase NRGp connection with 6 KW Contract Demand is existing for godown at LS No.1510/4 paiki at Sarsa village in the name of Shri Mahendrabhai A Patel.

2. Shri Mahendrabhai A Patel had given said godown having area 2022.63 sq metres to Shri Vijaybhai Hasmukhbhai Patel on 26.03.2010 by making “Baxiskarar”.
3. The complainant Shri Vijaybhai H Patel had asked for 3 phase NRGp connection with 10 KW Contract Demand for the godown on 07.03.2014 which was cancelled by Anand south s/dn office on 25.03.2014.
4. Complainant had applied for NA permission on 29.02.2013.
5. Complainant had requested for giving 3 phase connection to the godown which was cancelled by Anand South s/dn office.

The complainant contended that Shri Mahendrabhai A Patel had given godown under “Baxiskarar” to him on 26.03.2010. Godown is situated in the LS No.1510/4 paiki of village Sarsa having area 2022.63 sq metres. Single phase NRGp connection is existing in the name of Shri Mahendrabhai A Patel & getting power supply from Agricultural DOM feeder. The complainant had applied for NA permission on 29.03.2013 for the portion of agricultural land where godown is constructed. He wants to get 3 phase power supply for 24 hours to his godown. He had requested to consider the application cancelled by Deputy Engineer Anand south s/dn office for giving power supply from 24 hours feeder.

The respondent contended that Shri Vijaybhai H Patel had applied for NRGp new connection for 10 KW load for his godown on 07.03.2014 in LS No.1510/4 paiki of village Sarsa. Survey was carried out on dated 14.03.2014. During survey, it was observed that two electric connections exists in same survey number, one NRGp connection in the name of Shri Mahendrabhai A Patel from

Ganeshpura Agricultural DOM feeder and another agricultural connection in the name of Shri Kantibhai Aashabhai Patel. LS No.1510/4 paiki is owned by Shri Kantibhai Aashabhai Patel, Shri Gordhanbhai Aashabhai Patel & Shri Vijaybhai H Patel. The godown is constructed in the part portion of LS No.1510/4 paiki. Deputy Engineer Anand South s/dn had given letter to the applicant on 15.03.14 for submission of Tikamap and other documents for existing connection in support of separation of premises where 3 phase NRGp connection is demanded. On receipt of the documents and scrutiny of the case, it was observed that LS no.1510/4 paiki is not divided & 15 HP agricultural connection released on 15.09.1976 & 6 KW single phase NRGp connection released on 22.02.2006 are existing in survey No.1510/4 paiki. Shri Mahendrabhai A Patel had given godown by making "Baxiskarar" to Shri Vijaybhai H Patel who now sole owner of godown in LS No.1510/4 paiki. Thereafter, on 25.03.2014, The respondent had cancelled application registered for NRGp 3 phase connection as only one connection can be given in same LS number.

The Forum Members present at the hearing considered contention of both the parties and perused the records and observed that LS No.1510/4 paiki of Sarsa village where one agricultural connection & another NRGp connection are existing. From the documents, it is observed that the godown is illegal. The complainant had applied for NA permission for godown area to submit the same to MGVCL to get NRGp connection for godown as per prevailing rules. MGVCL cannot give NRGp connection for godown in the same survey number i.e. survey No.1510/4 paiki where already exists agricultural connection.

In view of the above discussion, the Forum is of the opinion that 3 phase NRGp connection in agricultural land Survey No.1510/4 paiki can be given for the

godown area after obtaining NA permission. Applicant has to get NA permission for godown.

ORDER

The Forum directs the complainant Shri Vijaybhai Hasmukhbhai Patel, Near Satkeval Poultry Farm, Rasnol Road, At & Post : Sarsa, Dist: Anand, to submit NA permission of godown area to MGVCL so that MGVCL can process his application otherwise stand taken by MGVCL to cancel the 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>