

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-09-2014.15
Complainant	Shri Vitthalbhai Maganbhai Patel At & Post : Kawath, Tal: Kapadwanj, Dist : Kheda
Respondent	Shri R M Patel, Deputy Engineer, Kapadwanj REC s/dn of MGVCL.
Date of hearing	25.04.2014 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 17.04.2014 regarding agricultural vij connection under dark zone yojana.

On 25.04.2014, the case of the Complainant Grievance was heard before Consumer Grievance Redressal Forum wherein Shri Devendrabhai Vitthalbhai Patel son of complainant Shri Vitthalbhai Maganbhai Patel appeared whereas Shri R M Patel, Deputy Engineer, 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 as under:

1. The complainant had applied for agricultural connection under dark zone yojana in Survey No.507/1 at village Kawath, Tal: Kapadwanj, Dist : Kheda on dated 18.09.2012, GP No.1150.

2. During survey, it was found that in LS No.507/1 village Kavath, agricultural connection exist on the name of Shri Maganbhai J Patel so application of complainant was cancelled on 02.01.2010 by MGVCL. As per rules, only one agricultural one connection being given in one survey number.
3. Land was divided on 11.01.2013, entry No.3711 among his brothers. In which by-mistake LS No.507/1 shown on the name of Shri Vitthalbhai Maganbhai Patel whereas LS No.507 / 1 paiki 1 shown on the name of Shri Kantibhai M Patel. The complainant had applied for correction of mistake and same is rectified by the revenue authority on 16.01.2014. Now, LS No.507/1 paiki 1 is on the name of Shri Vitthalbhai M Patel.
4. Applicant had switch over to TATKAL scheme on 13.11.2013 and GP number was 41.

The representative of the complainant contended that land was divided on dated 17.07.2012 among two brothers. Due to mistake of revenue record, LS No.507/1 was shown in the name of Shri Vitthalbhai Maganbhai Patel. It should be in the name of Shri Kantibhai M Patel. In the LS No.507/1, agricultural connection exists on the name of Shri Maganbhai J Patel. The mistake was rectified on 16.01.2014 by revenue authority and LS No.507/1 is shown on the name of Shri Kantibhai M Patel and LS No.507/1 P1 is shown on the name of Shri Vitthalbhai M Patel.

The respondent contended that Vitthalbhai M Patel had applied for Agricultural connection in vikalp “K” on dated 18.09.2012 and his GP No. was 1150. Applicant switches over to TATKAL on dated 13.11.2013 and his GP No. 41 for

LS No. 507/1. Vill- Kavath. During site survey it was found that agricultural connection is existing in LS No. 507/1 on name of Maganbhai J Patel. So, application of complainant cancel vide letter No. KPJ/REC/72 dated 02.01.2014 so correction of record thereafter is not considered.

The Forum Members present at the hearing considered contention of both the parties and perused the records and it is observed that due to mistake in revenue record in entry no. 3711 dated 11.06.2013 LS No. 507/1 was shown on name of Vitthalbhai Maganbhai Patel (where agricultural connection exist on name of Maganbhai J Patel) and LS No. 507/1/P1 was shown on the name of Kantibhai Maganbhai. The mistake was rectified by revenue authority on dated 16.01.2014 by entry no. 3773 in form No.6. In which LS No. 507/1 paiki 1 is owned by Shri Vitthalbhai M Patel where no connection exists.

In view of the above discussion, the Forum is of the opinion that the applicant should not be deprived of connection for the mistake of revenue authority. Though, the rectification order issued after cancellation of complainant's application as a natural justice it should be revoked and to be considered to process for giving connection in LS No.507/1 Paiki 1 to Shri Vitthalbhai M Patel, At & Post : Kawath, Tal: Kapadwanj, Dist : Kheda

ORDER

The Forum directs the Madhya Gujarat Vij Co Limited to process to give agricultural connection in LS No. 507/1 Paiki 1 to Shri Vitthalbhai M Patel. At & Post : Kawath, 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>