

**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-123-2013.14
Complainant	Shri Vitthalbhai Ramjibhai Patel At & Po: Kapdinivav, Ta: Kapadwanj, Di: Kheda
Respondent	Shri R M Patel, Deputy Engineer of Kapadwanj REC S/dn of MGVCCL
Date of hearing	10.01.2014 at Kapadwanj

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

The complaint dated 06.01.2014 regarding to give agricultural vij connection under Darkzone Yojana.

On 10.01.2014, the case of the Complainant Grievance was heard before Consumer Grievance Redressal Forum wherein Shri Vitthalbhai Ramjibhai Patel & his son Shri Rajeshbhai V Patel appeared whereas Shri R M Patel, Deputy Engineer of Kapadwanj REC S/dn appeared as respondent on behalf of MGVCCL before the Forum. Both the parties were heard.

The brief details of the case are :

1. The complainant Shri Vitthalbhai Ramjibhai Patel had applied for agricultural connection in LS No.764 in the year 1992, GP No.275 at village Chikhlod.
2. After relaxation of ban on Darkzone by government, he had received letter from MGVCCL Kapadwanj s/dn office for submitting documents for agricultural connection. It was submitted in three copies.
3. On 12.04.2013, the complainant has received letter from MGVCCL office that his application for agricultural connection is cancelled as agricultural connection in the name of Shri Rajeshbhai Vitthalbhai Patel is existing in LS No.764 p in which he also demanded new connection.
4. Land is distributed among brothers in the year dated 31.05.1984 as per Hakkpatrak entry No.5162.
5. It is requested to give 10 HP agricultural connection in the land of his ownership as Khata number is different.

The complainant contended that he is sole owner of the LS No.764P and Khata No.546 in which there is no agricultural connection. Existing agricultural connection is in LS no.764P and Khata No.592 on the name Shri Rajeshbhai V Patel. Though, LS number is same, their owners and their Khata numbers are different. He requested to give connection as per his application.

The respondent contended that Shri Vitthalbhai Ramjibhai Patel had registered for agricultural connection in LS No.764 P Khata No.546 at village Chikhlod in the year 1992. At the time of site survey, it is found that agricultural connection in the name of Shri Rajeshbhai Vitthalbhai Patel was released on 10.11.2007 in LS No.764 P, Khata No.592 under Tatkal scheme. So considering agricultural connection in same survey number, the application of Shri Vitthalbhai Patel is cancelled as per rules.

The Forum Members present at the hearing considered contention of both the parties and perused the records and observed that LS No.764 Paiki is same but Khata numbers are different. The connections can be given to both the complainants having same survey number but different Khata numbers as legal possessor are different. Accordingly, application of Shri Vitthalbhai Ramjibhai Patel should be processed to give Ag Connection.

In instant case, the Khata nos of a Survey Number are different and their legal possession are 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 Vitthalbhai Ramjibhai Patel At & Po: Kapdinivav, Ta: Kapadwanj, Di: 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>