

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CIVIL APPLICATION NO. 2928 of 2024**

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MAHESHBHAI JIVANLAL THAKKAR

Versus

MADHYA GUJARAT VIJ COMPANY LTD. & ANR.

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Appearance:

MR DHARM K RAVAL(10689) for the Petitioner(s) No. 1

NOTICE SERVED BY DS for the Respondent(s) No. 1,2

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CORAM:HONOURABLE MS. JUSTICE SANGEETA K. VISHEN**Date : 05/07/2024****ORAL ORDER**

Mr. Dev Patel, learned advocate for Mr. Dharm K Raval, learned advocate for the petitioner, submitted that the petitioner had applied for industrial electricity connection at survey no. 328 at Vadadla village, Taluka and District Vadodara. Since there was inaction on the part of Madhya Gujarat Vij Company Ltd. (hereinafter referred to as "MGVCL"), that the petitioner approached the Consumer Grievances Redressal Forum, MGVCL (hereinafter referred to as "Forum") and Ombudsman. The Forum, was pleased to pass an order, which was communicated to the petitioner vide a forwarding letter dated 23.06.2023. The Forum, concluded that the work of catering power supply to the petitioner is delayed due to the objection raised by the objectioner to the electric line. The respondents were directed to take steps for earmarking the land, coupled with a direction to the respondents to carry out electrification work under police protection.

2. Since the petitioner was not awarded the compensation, the petitioner approached the Gujarat Electricity Regulatory Commission (hereinafter referred to as "Commission") which,

passed an order dated 30.10.2023, and the Electricity Ombudsman, was of the opinion that no mistake has been committed in the order passed by the Forum and the implementation of the order, was directed at the earliest with police protection. Even thereafter, the police protection was extended. Despite there being two orders and police protection provided, there is a sheer inaction on the part of the respondents to provide the new electricity connection at the land of the petitioner. The petitioner, has even paid necessary charges, and when everything is in place, the petitioner cannot be deprived of the said amenity.

3. This Court, issued a notice, which was duly served upon the respondent on 12.03.2024; however, till date, the respondents have chosen not to enter appearance.

4. It is not in dispute that the petitioner has applied for electric connection by making requisite payment. Two orders have been passed by the authority, namely the Forum and the Commission. When the two authorities have issued directions, there is no reason available to the respondents not to implement the same.

5. As a last chance to the respondents, list the matter on 18.07.2024.

6. If the respondents do not enter appearance, the Court shall pass appropriate order against the respondents.

Direct service is permitted.

Radhika

(SANGEETA K. VISHEN,J)