

**BEFORE THE FORUM FOR REDRESSAL OF CONSUMER GRIEVANCES  
OF SOUTHERN POWER DISTRIBUTION COMPANY OF A.P LIMITED  
TIRUPATI**

**This the 23<sup>rd</sup> day of March 2013**

**C.G.No:169/2012-13/Ongole Circle**

*Present*

*Sri K. Paul  
Sri A.Venugopal  
Sri T.Rajeswara Rao  
Vacant*

*Chairperson  
Member (Accounts)  
Member (Legal)  
Member (Consumer Affairs)*

*Between*

Sri N.Peddanna  
C/o Appaiah  
DNo:5-62., Ravipadu Village & Post,  
Cumbum Mandal  
Prakasam-Dist-523333

Complainant

*And*

1. Assistant Accounts Officer/ERO/Cumbum
2. Assistant Engineer/Operation/Cumbum
3. Assistant Divisional Engineer/Operation/Cumbum
4. Divisional Engineer/Operation/Markapuram
5. Superintending Engineer/Operation/Ongole

Respondents

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Sri N.Peddanna, C/o Appaiah Resident of DNo:5-62., Ravipadu Village & Post, Cumbum Mandal Prakasam-Dist-523333 herein called the complainant, in his complaint dt:14-9-2012 filed in the Forum on dt:14-9-2012 under clause 5 (7) of APERC regulation 1/2004 read with section 42 (5) of I.E.Act 2003 have stated that

1. He is a consumer having agl. service number 560 at Ravipadu village of Cumbum Mandal in Prakasam-Dist.
2. His service above was booked under theft of energy case and he paid an amount of Rs 10,000/- on 01-01-2009 to the Vigilence and APTS staff Ongole under section 138 of Electricity Act 2003.

3. But the said amount has not been credited to my account.
4. Requested for resolution of his problem.

Notices were served upon the respondents duly enclosing a copy of complaint.

**The respondent-1 i.e. the Assistant Accounts Officer/ERO/Cumbum in his written submission dt:24-09-2012 received in this office on dt:04-10-2012 stated that:**

1. Sri Nallam Peddanna bearing SCNo: 560 under category-V of Ravipadu distribution in Cumbum section was paid an amount of Rs 10,000/- (Rs Ten Thousand only) at anti power theft squad police station, Ongole on 01-01-2009 vide receipt No:440 of his involvement of malpractice of utilizing the supply other than the sanctioned purpose, but the amount paid by the consumer is not being transferred to this officer so far.
2. As such the inspector of police, V&APTS, APSPDCL, Ongole was requested on dt:20-09-2012 to arrange to transfer the said amount to the his office
3. Soon on receipt of the amount from APTS police station, Ongole. The same will be credited against the consumer service connection and the same will be submitted.

**Findings of the Forum:**

1. The grievance of the complainant is that the amount paid by him on 01-01-2009 towards theft of energy to the APTS staff APSPDCL was not credited to his account.
2. The responent-1 i.e. the AAO, Cumbum while accepting the said payment of Rs 10,000/- made to the APTS against receipt number 440 by the complaint for his involvement in utilizing 24 hrs supply for agl. purpose

committing malpractice stated that he had addressed the inspector of police Vigilance and APTS on 20-09-2012 to remit the above said amount of payment Rs 10,000/-.

3. In view of the proof produced by the complainant and the confirmation given by the respondent-1 i.e. the AAO/ERO/Cumbum, the said amount was paid by the complainant towards compounding of the offence in accordance Section 152 of Electricity Act 2003 and hence cannot be credited to the consumer's account, but has to be accounted for properly and the responsibility lies with the APTS wing, Ongole.
4. The respondent-5 i.e. the SE/Opn/Ongole shall take initiative and pursue with the CI, APTS, Ongole in this matter and see that the amounts are realized as it is already delayed for more than 4 years.

In view of the above, the Forum passed the following order.

### **ORDER**

The respondent-5 i.e. the SE/Opn/Ongole is directed that

1. He shall confirm the remittance of Rs.10,000/- towards compounding fees collected from the complainant and properly accounted for in the treasury accounts and obtain confirmation report from the treasury and reply to the complainant duly enclosing the confirmation payment report within 15 days from the date of this order.
2. He shall report compliance within 21 days from the date of this order.

The complainant is advised to report the matter to the Forum in case the respondents fail to comply with the item-1 of the order above.

Accordingly the case is allowed and disposed off

If aggrieved by this order, the complainant may represent to the Vidyut Ombudsman, O/o the APERC, 5<sup>th</sup> floor, Singarenibhavan, Redhills, Hyderabad-500004, within 30 days from the date of receipt of this order.

Signed on the 23<sup>rd</sup> day of March 2013

Sd/-  
**Member (Legal)**

Sd/-  
**Member (Accounts)**

Sd/-  
**Chairperson**

**Forwarded by Orders**

**Secretary to the Forum**

To  
The Complainant  
The Respondents  
Copy submitted to the Honourable Ombudsman, APERC, 5<sup>th</sup> floor, Singarenibhavan, Redhills, Hyderabad-500004.  
Copy to the General Manager/CSC/Corporate office/Tirupati for pursuance in this matter.