

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

This the 26th day of November 2012

C.G.No:235/2012-13/Kadapa Circle

Present

*Sri K. Paul
Sri A.Venugopal
Sri T.Rajeswara Rao
Sri K. Rajendra Reddy*

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

Between

Sri. N.Subramanyam Reddy
C/o N.N.Subba Reddy
Flot No:207., Eneoco Country.,
CZECH Colony Post,
Opp Gokul Theatre,
Kadapa-Dist-500018

Complainant

And

1. Junior Accounts Officer/ERO/Kodur
2. Assistant Engineer/Operation/Rurals/Kodur
3. Assistant Divisional Engineer/Operation/Kodur
4. Divisional Engineer/Opn/Rajampeta
5. Superintending Engineer/Operation/Kadapa

Respondents

Sri. N.Subramanyam Reddy, C/o N.N.Subba Reddy, Flot No:207., Eneoco Country., CZECH Colony Post, Opp Gokul Theatre, Kadapa-Dist-500018 herein called the complainant, in their complaint dt:01-11-2012 filed in the Forum on dt:01-11-2012 under clause 5 (7) of APERC regulation 1/2004 read with section 42 (5) of I.E.Act 2003 have stated that

1. They have taken temporary supply for construction works at Buduguntapalli of Kodur rural in Kadapa-Dist for construction of COP at Kodur Railway station and the service number allotted was 785 and 732.

2. The meter was handed over to AE/Rural/Kodur, Mr.Sreenivasulu after completion of the works in the year 2009.
3. He met the DE/Rural/Kadapa, the ADE/OCC/Kodur, and the AE/opn/Korlakunta submitted requested letter with receipt Xerox copies, no action till to day.
4. Requested for balance security deposit at an early date.

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

The respondent-2 i.e. the Assistant Divisional Engineer/Operation/Rurals/Kodur in his written submission dt:12-11-2012 received in this office on dt:22-11-2012 stated that:

1. M/s RR constructions had availed temporary supply on 24-6-2009 by paying Rs 22,320/- vide PRNo:568774 Dt:23-06-09.
2. Current charges utilized from 06/2009 to 11/2009 for the reading of 1980 amounting to Rs.13,120/- was deducted from the advance CC.Charges (Rs.22,320/-) paid by the consumer vide RJNo:15/12-09. Balance Rs 9,200/- is available.
3. The consumer has not claimed for the refund as per the records available at this office.
4. The following documents are to be sendby the consumer through AE/Kodur rurals in order to refund of advance CC.Charges amount to the consumer.
 - a. The consumer representation.
 - b. Original PR of advance CC.Charges payment or incase original PR not available indemnity bond of Rs.100/- stamp paper indemnifying the

department if original PR is found in later date the consumer consent to not claim.

c. Advance stamped receipt.

d. Authorisation letter from M/s RR.Constructions to receive payment.

5. As such the refund of balance advance CC.Charges amount of Rs 9200/- was not refund to the consumer as per the records available at this office.

Findings of the Forum:

1. The grievance of the complainant is that they have taken temporary supply under the name of M/s RR.Constructions for construction works in railways department at Buduguntapalli and after completion of the works, the meter also handed over in the year 2009 and submitted the relevant copies for refund of the balance deposit, but the departmental officials did not take any action till the date of the complaint on 01-11-2012.
2. As seen from the documents produced by the complainant the supply was given to the said for with 2 service numbers one is 732 and the other is 785 each for a load of 5KW at Buduguntapalli and the date of supply for the service number 785 is 24-06-2009 where as for the other is 732 the date of supply is not available, but it was existing from 2008 itself.
3. The final bill for the SCNo: 732 was given for Rs. 5,411/- in the month of 05/2009 and the same was paid by the complainant /consumer on 05-06-2009 vide PRNo: 568470.
4. The respondent-3 i.e. the ADE/Opn/Kodur replied that the complainant availed temporary supply on 24-06-2009 by paying Rs.22,320/- vide PRNo: 568774 dt: 23-06-2009. The CC.Charges from 06/2009 to 11/2009 for reading of 1980 costs Rs.13,120/- was deducted from the amount paid

above through RJNo:15/12-09 and the balance of Rs .9200/- is available balance with the licensee, but the complainant never claimed for refund as contented by him in the complaint.

5. The complainant also produced letters addressed to the DE/Opn/Kodur which is not correct address since the DEs office is situated at Rajampeta and there is no proof of acknowledgment of the said letters dt:NIL which indicates that the matter was not taken to the notice of the respondents.
6. But however the respondents immediately after closer of the service settled the account in the month of 12/2009 itself and an amount of Rs.9200/- was made available to pay to the proper consumer, but none approached.
7. As such the Forum feels that there is no deficiency of service on the part of the respondents in this matter.
8. The complainant, with proper identity of having relevance with the said firm i.e. M/s RR constructions may approach the respondents with all the relevant proofs of receipts, authorization letter and advanced stamped receipt available with him.

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

ORDER

The complainant is advised that he may approach the DE/Opn/Rajampet the 4th respondent in this case duly producing all the relevant receipts and ID proof available with him in support of his relevance with the said firm with in 15 days from the date of this order.

The respondents are directed that they shall release the said balance amount of Rs.9,200/- available as on 12/2009 along with applicable interest to date to the company's representative within 7 days upon production of the relevant documents.

