

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

This the 23rd day of February 2013

C.G.No:300/2012-13/Guntur Circle

Present

Sri K. Paul
Sri A.Venugopal
Sri T.Rajeswara Rao
(Vacant)

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

Between

Sri. Narra Kotaiah Swamy
C/o Kalahastri
Amudalapalli Village & Post,
Nizampatnam,
Guntur-Dist-522303.

Complainant

And

1. Assistant Engineer/Operation/Nizampatnam
2. Assistant Divisional Engineer/Operation/Cherukupalli
3. Divisional Engineer/Operation/Bapatla

Respondents

Sri. Narra Kotaiah Swamy, C/o Kalahastri resident of Amudalapalli Village & Post, Nizampatnam, Guntur-Dist-522303 herein called the complainant, in his complaint dt:11-01-2013 filed in the Forum on dt:11-01-2013 under clause 5 (7) of APERC regulation 1/2004 read with section 42 (5) of I.E.Act 2003 has stated that

1. He is a consumer with SCNo: 489 at Amudalapalli village of Nizampatnam mandal in Guntur-Dist and he is running a milk collection centre in the above said premises and he had not established in the sort of flour mill in that premises.
2. But the ADE/Opn/Cherukupalli issued a notice for an amount of Rs.12,950/- stating that he had established a flour mill in the said premises.

3. Requested to order for re-inspection of his premises.

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

The respondents-2 i.e. the Assistant Divisional Engineer/Operation/Cherukupalli in his written submission dt:30-01-2013, received in this office on 08-02-2013 stated that:

1. The SCNo: 489, Amudalapalli of Nizampatnam section was first inspected on 23-11-2012 and at the time the connected load was 4.86KW and accordingly the development charges notice was issued to the consumer.
2. He reinspected the premises on 30-01-2013 and found that the 5HP motor for flour mill was removed by the consumer and hence he deducted the 5HP load and issued revised notice.

Findings of the Forum:

1. The grievance of the complainant is that he is running a milk collection centre in the premises of SCNo: 489 at Amudalapalli village and the ADE/Opn/Cherukupalli issued notice demanding charges for an amount of Rs.12,950/- stating that he had set up a flour mill in the same premises and the additional load is to be regularized.
2. For the above, the ADE/Opn/Cherukupalli and is also the inspecting officer in this case replied that the said service was inspected by him for the first time on 23-11-2012 on which day the total connected load was 4.86KW and accordingly he issued the notice to the consumer to pay the amounts and regularized his additional loads of the flour mill setup afresh.

3. Again on 31-01-2013 the same officer inspected the said premises and found that the 5HP motor of the flour mill was removed by the consumer and hence revised the notice to that effect.
4. As could be seen from the notice the contracted load at the time of his first inspection for the said service was 1KW where as the connected load was 4.86KW resulting in additional load of 3.86 KW and accordingly since the service was under category-II LT the development charges were demanded at Rs.2000/- per KW and security deposit Rs.1200 /- per KW and the total amount for the excess load of 3.86 KW (4KW) was Rs.8000 + Rs4800/- = Rs.12,950/- and hence is in order..
5. The ADE again inspected the same premises on the request of the complainant and noticed that the said 5HP motor for flour mill additionally connected was removed and hence he issued a revised notice duly deleting the 5HP and hence the problem of the complainant is resolved.
6. The action of the respondent in accordance with the proceedings dt:07-03-2012 of the honourable APERC wherein the clause No: 12.3.3.1 of the General Terms and Conditions of Supply was amended by allowing an option to the consumer to remove the additional load which was not so till then is in order.
7. The complainant has to pay in accordance with the revised notice for the additional load after due removal of the 5HP motor of the flour mill.

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

ORDER

The complainant is advised that he had to pay the necessary development charges and the security deposit for the balance additional load as per the notice issued by the respondents based on the inspection dt: 31-01-2013.

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, 5th floor, Singarenibhavan, Redhills, Hyderabad-500004, within 30 days from the date of receipt of this order.

Signed on this the 23rd day of February 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, 5th floor, Singarenibhavan, Redhills, Hyderabad-500004.
Copy to the General Manager/CSC/Corporate office/Tirupati for pursuance in this matter.