

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

This the 30th day of June 2012

C.G.No:65/2012-13/Ongole 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 Bathula Sambhaiah & Others
Laxmipuram Village
Parchoor Post & Mandal
Prakasam-Dist

Complainant

And

1. Assistant Engineer/Operation/Parchoor
2. Assistant Divisional Engineer/Operation/Parchoor
3. Divisional Engineer/Operation/Chirala

Respondents

Sri Bathula Sambhaiah & Others residents of Laxmipuram Village, Parchoor Post & Mandal Prakasam-Dist herein called the complainants, in their complaint dt:18-5-2012 filed in the Forum on dt:18-5-2012 under clause 5 (7) of APERC regulation 1/2004 read with section 42 (5) of I.E.Act 2003 have stated that

1. One 11KV line is passing over their residences and is alarmingly at lower levels to reach of even children and may cause accidents.
2. Requested to shift the line away from their houses.

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

The respondent-1 i.e. the Assistant Engineer/Operation/Parchoor in his written submission dt:26-5-2012 and a copy marked to the complainant, received in this office on dt:15-6-2012 stated that:

1. The house of the complainant was constructed under the existing 11KV Parchoor feeder which will not be possible to shift without the consent letter for payment of the estimate charges.

Findings of the Forum:

1. The grievance of the complainants is that the 11KV line passing over their houses is to be shifted away in view of their safety.
2. The respondents reported that the houses were constructed under the already existing 11KV Parchoor feeder which they should have done.
3. It is the burden of the owners of the houses who constructed houses under an already existing line and who are interested in getting the line shifted have to pay the necessary cost of the estimate prepared towards the said shifting of line besides providing necessary way leave.
4. In this case also, the houses were constructed under already existing line and hence the beneficiaries are liable to pay the cost of the estimate towards the shifting of the line.
5. As such the contention of the respondents that the work cannot be taken up without consent for payment of the estimate amounts by the complainants is upheld and the complaint is set aside.

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

ORDER

The complainants are advised to render their acceptance for payment of amount towards estimate prepared by the respondents for the shifting of the line as required.

The respondents are directed to prepare an estimate on accepting the consent of the complainants for making payment towards the said shifting and communicate the amount payable.

Accordingly the case is allowed and disposed off

If aggrieved by this order, the complainant may represent to the Viduyut 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 30th day of June 2012.

Sd/-
Member (Legal)

Sd/-
Member (C.A)

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.