

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

On this the 21st day of September 2013

In C.G.No: 93/ 2013-14/ Ongole Circle

Present

Sri K. Paul
Sri A. Venugopal
Sri T. Rajeswara Rao
Sri A. Satish Kumar

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

Between

Sri. R.Rajesh Kumar
C/o Technician, Indus Towers
Munagapadu Village & Post,
Konakanamittla,
Prakasam-Dist

Complainant

And

1. Assistant Engineer/Operation/Konakanamittla
2. Assistant Divisional Engineer/Operation/Podili
3. Assistant Divisional Engineer/DPE-II/Ongole
4. Divisional Engineer/Operation/Kanigiri

Respondents

Sri. R.Rajesh Kumar, C/o Technician Indus Towers resident of Munagapadu Village & Post, Konakanamittla, Prakasam-Dist herein called the complainant, in his complaint dt:20-06-2013 filed in the Forum on dt:20-06-2013 under clause 5 (7) of APERC regulation 1/2004 read with section 42 (5) of I.E. Act 2003 has stated that

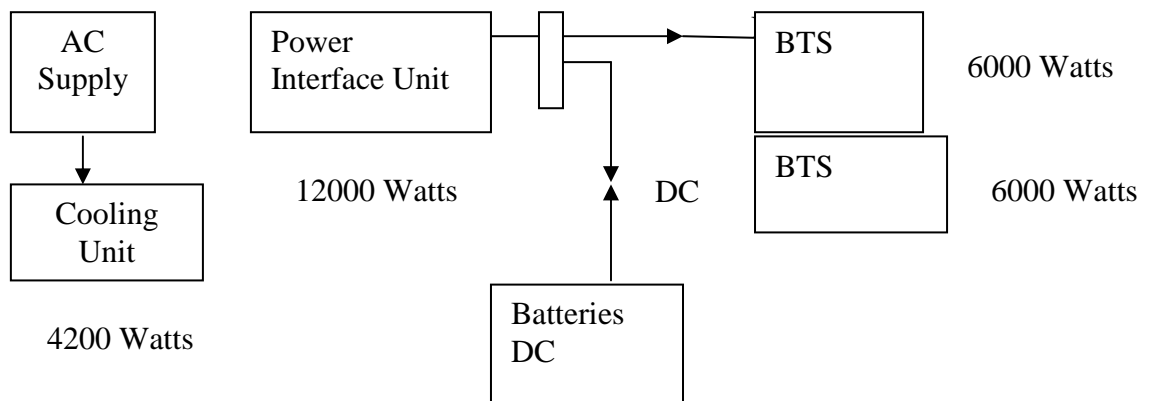
1. He is a technician to the firm Indus towers limited having service number 4122227000340 for their transmission tower at Munagapadu village of Konakanamitta mandal in Prakasam-Dist.
2. The service above was inspected by the ADE/DPE/Ongole and demanded an amount of Rs.60950/- towards development charges for excess load of 18KW detected

3. In the inspection it was mentioned as 4 number filament lights with 80 watts load where as they are utilizing only CFL bulbs and an other load of 12000 watts 2 numbers.
4. The said 2 number BTS units run on DC only and against the PIU it was written as 12000 KW. The cooling unit is of 600 watts capacity only where in the inspection it was mentioned as 4200 watts.
5. Requested to re-inspect the service and assess the loads.

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

The respondent-2, i.e. the Assistant Divisional Engineer/Operation/ Podili in his written submissions dt: 12-07-2013, received in this office on 24-07-2013 stated that:

SKETCH :



1. On verification it is noticed that, the item wise quantities/capacitors are same as that of inspection notice of ADE/DPE-II/Ongole.
2. The equipment like, power interface unit, batteries are connected. The recorded maximum demand is in the order of 10KVA.

The respondent-3, i.e. the Assistant Divisional Engineer/DPE-II/Ongole in his written submissions dt: 06-09-2013, received in this office on 17-09-2013 stated that:

1. He had inspected the premises of ScNo:340 Munagapadu on 10-01-2013 and the notice of provisional assessment was sent by the ADE/Opn/Podili on 25-01-2013.
2. At the time of his inspection Sri.R.Rajesh Kumar the Technician for the cell tower unit was present and the contention of the complainant that the connected load was below 10KW is not correct.
3. The load at the time of inspection was 4 numbers CFLs each of 20watts totaling to 80Watts and there are two numbers BTS units each takes 6KW load the power interface unit load was 12KW. The batteries are charged from the APSPDCL supply.
4. Hence the load of power interface unit was considered as connected load and the cooling unit load was 4.2 KW and hence the total load is 28.28KW

Findings of the Forum:

1. The grievance of the complainant is that the inspecting officer of the licensee mistook the loads connected to the system related to transmission tower and charged an amount of Rs.60950/- stating that there is an additional load of 18KW over and above the contracted load of 10KW and requested to re-inspect their service and reassess the load.
2. The respondent-2 i.e. the ADE/Opn/Podili while enclosing a sketch of the electrical layout stated that the item wise quantities/capacities are same as that of inspection notes of ADE/DPE-2/Ongole and the recorded maximum demand was of the order of 10KVA.

3. The respondent-3 i.e. the ADE/DPE-II/Ongole while enclosing the copies of inspection notes and inspection report stated that the total load is 28.28KW which comprises of CFL lamps, DTS units over interface unit and cooling unit. While the contracted load was only 10KW. And hence there is an excess load of 18.28KW which is to be got regularized by the consumer by paying the necessary charges towards development and security duly filing an application afresh.
4. As could be seen from the sketch, the loads incidental on the AC supply of the licensee are 1) a cooling unit with capacity of 4200 watts which in the version of the complainant is only 1600 watts and the other loads are the power interface unit of 12000 watts (12 KW maximum capacity) and the battery unit totaling to a load of 28.28KW which is in coincidence with the statement given by the inspecting officer herein the ADE/DPE-II/Ongole.
5. As such the total load that appears on the licensees supply terminal is of 28.28KW. The consumer is already having a contracted load of 10KW and hence the additional load shall be taken as 18.28KW only which is to be considered as 19KW, but not 18KW as mentioned by the inspecting officer.
6. The statement of the respondent that the recorded maximum demand is of the order of 10KVA supports the above. As such the respondents shall revise the notice duly conducting re-inspection of the service by giving due weightage to the maximum load recorded in the meter.
7. The notice given for the said 18KW for the amount of Rs.60950/- shall be revised and issued a separate notice for the said load of 19KW additional load with immediate effect.

8. The consumer shall be given one month notice giving an opportunity to remove the additional load not required by him or to regularize the additional load as per his requirement.

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

ORDER

The respondents are directed that they

1. shall revise the notice already issued for the amount of Rs.60950/- with immediate effect for the said additional load of 19KW with the prevailing rates of development charges and security deposit.
2. shall re-inspect the service for the connected loads directly coming over to the mains with in 7 days from the date of this order and issue a notice afresh for any additional load detected in such process.
3. shall report compliance on the item-1 above within 15 days from the date of this order.

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 the 21st day of September 2013.

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 to the General Manager/ CSC/ Corporate office/ Tirupati for pursuance in this matter.