

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

**On this the 21<sup>st</sup> day of May 2015**

**In C.G.No: 142/ 2014-15/TirupatiCircle**

***Present***

***Sri P.Venkateswara Prasad***  
***Sri A.Sreenivasula Reddy***  
***Sri T. Rajeswara Rao***

***Chairperson***  
***Member (Accounts)***  
***Member (Legal)***

***Between***

Smt N.Sasikala  
W/o B.N.Nagaraju  
Boyanapalli  
Sanganapalli – Post Office  
Gudupalli Mandal  
Chittoor – Dist  
517425

Complainant

***AND***

1.Assistant Engineer/| Gudupalli  
2.Assistant Divisional Engineer/Kuppam  
3.Managing Director/RESCO/Kuppam

Respondents

\*\*\*

Smt N.Sasikala W/o B.N.Nagaraju is a resident of Boyanapalli village ,  
Sanganapalli Post Office ,Gudupalli Mandal, Chittoor - Dist herein called the  
complainant, In her complaint dt:17-09-2014 filed in the Forum on dt: 17-09-2014  
under clause 5 (7) of APERC regulation 1/2004 read with section 42 (5) of I.E.Act  
2003 has stated that:

1. She is a resident of Boyanapalli village , Sanganapalli Post Office  
,Gudupalli Mandal , Chittoor – Dist .

C.G.No:142/2014-15/Tirupati Circle

2. She has constructed a new house at Boyanapalli village of Gudupalli Mandal.
3. She approached the Office for domestic service connection. In her compound another house is there of her brother – in – law namely Late B.N.Rajagopal.
4. Her brother –in – law late B.N.Rajagopal has a domestic service and arrears is there. Now the family of Late B.N.Rajagopal is not residing at Boyanapalli village.
5. Due to the arrears pending she has not got service connection .
6. So kindly sanction service connection to newly constructed house at boyanapalli village.

**The respondent-I i.e. the Assistant Engineer /RESCO /Gudupalli in his written submission dt:29.09.2014, received in this office on dt:01.10.2014 stated that:**

1. He submit that the complainant has approached the office seeking the domestic service to her house newly constructed at Boyanapalli village of Gudupalli mandal .
2. On inspection of premises it is found that there is another domestic service was existing in the same premises bearing HSC No:144 of Gudupalli(Distribution) which was released on 02.01.1984 in the name of Sri B.N.Rajagopal and service is having an amount of Rs:- 8316.00 to the date bill stopped i.e. up to 07/2005 .
3. On discussion with the complainant, she has accepted that Sri B.N. Rajagopal is her brother – in – law , and her husband and Sri B.N.Rajagopal divided 20 years back(no partition deed have produced) and denied to pay the arrears of the live service.
4. As the complainant is requesting to release the new service to her premises in which there is already one service is existing .
5. Hence the request of the complainant is not considered.

**Findings of the Forum:**

1. Another domestic service was existing in the same premises bearing HSC No:144 of Gudupalli(Distribution) which was released on 02.01.1984 in the

name of Sri B.N.Rajagopal and service is having an amount of Rs 8316/- to the date bill stopped i.e., upto 07/2005.

2. The Complainant has accepted that Sri B.N.Rajagopal is her brother – in – law and her husband and Sri B.N.Rajagopal was divided 20 years back.
3. The Complainant has not produced the partition deed in which the details of property shared by two brothers. In the absence of partition deed it is very difficult to identify the responsible person for payment of arrears.
4. The Respondents have not furnished the details and reasons for accumulation of huge arrears against the domestic service , since the service is liable for disconnection if the consumer fails to pay the bill within 30 days from the date of bill .

In accordance with GTCS clause no 5.9.4.3 if any LT consumers fails to pay the CC bills dues and regularize his account within three months from the date of disconnection , the licensee shall after completion of 3 months period, issue one month notice for termination of LT agreement. If the consumer still fails to regularize the account, the licensee shall terminate the agreement w.e.f .the date of expiry of the said one month notice.

It appears that the Respondents have not acted upon in accordance with the above procedure and allowed the arrears to accumalate

### **ORDER**

The Complainant is advised to produce the partition deed or any such valid document confirming the partition of property between her husband and brother in law to the Respondents for verification.The Respondents are directed to analyze the reasons for accumulation of arrears and on production of partition deed or any valid document by the Complainant ensuring the liability of Electricity bill new service may be released in the name of Complainant duly following the procedure in vogue.

Compliance on the above shall be submitted within 10 days from the date of receipt of this order.

Accordingly the case is allowed and disposed off

If aggrieved by this order, the complainant may represent to the **Vidyut Ombudsman, Andhra Pradesh ,Flat No:401 ,4<sup>th</sup> Floor, Ashoka Chambers, Opposite to MLA Quarters ,Adarsh Nagar,Hyderabad-500063**, within 30 days from the date of receipt of this order.

Signed on this, the 21<sup>st</sup> day of May 2015.

Sd/-  
**Member(Legal)**

Sd/-  
**Member(Accounts)**

Sd/-  
**Chairperson**

**True Copy**

**Chairperson**

To  
The Complainant  
The Respondents  
Copy to the General Manager/CSC/Corporate Office/ Tirupati for pursuance in this matter.