

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

On this the 21st day of May 2015

In C.G.No:195/ 2014-15/Vijayawada Circle

Present

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

Chairperson
Member (Accounts)
Member (Legal)

Between

Sri G.Raj Venkateswara Yadav
Managing Partner
SRR PACKING INDUSTRIES
D.No:3-143
Gudur Village & Mandal
Krishna - District

Complainant

And

1.Superintending Engineer/Operation/Vijayawada

Respondents

Sri G.Raj Venkateswara Yadav Managing Partner of SRR packing industries is a resident of D.No; 3-143 ,Gudur village and Mandal ,Krishna –Dist.herein called the complainant, in his complaint dt:12-02-2015 filed in the Forum on dt:12-02-2015 under clause 5 (7) of APERC regulation 1/2004 read with section 42 (5) of I.E. Act 2003 has stated that:

1. He, G.Raj Venkateswara Yadav is the Managing Partner of SRR packing industries D.No; 3-143 ,Gudur village and Mandal ,Krishna –Dist.

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2. The Firm was established for the purpose of carrying the business/manufacturing and marketing of non woven fabrics manufacturing and other allied activities.
3. The firm was granted with power supply connection of HT supply of 300KVA with a contracted load of 600HP power load under HT category-I. Thereafter, I has been paying the monthly bill without there being any default. I bring to the notice since inception there are several problems in running the firm because of samakyandhra agitations, non-cooperation of workers and continues power cuts, due to that his firm has not reached its targets and also it sustained heavy losses. In said circumstances, they never utilized the contract power load of 600 HP at any point of time because of above said reasons and the power bill is generating on the contract load of 600 HP and it became more burden to the firm, but with great difficulties the monthly bills have been paying.
4. He further state that due to the above difficulties he send Representations dated :18.08.2014 and 01.09.2014 to the Superintending Engineer,Operation,APSPDCL,Vijayawada and the Divisional Electrical Engineer, Operation , Machilipatnam, Krishna District. But there was no response from their side.Then he approached Hon'ble High Court by way of W.P.No.30945 of 2014, and Hon'ble High Court has directed me to approach your kind authority for my grievance by order dated :16.10.2014.
5. Hence, he humbly request your kind authority give directions to the Superintending Engineer,Operation,APSPDCL,Vijayawada and the Divisional Electircal Engineer, Operation , Machilipatnam, Krishna District to reduce the 600HP power load to minimum power load of 25 HP (capacity) and do justice.

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

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The respondent-1 i.e. the Superintending Engineer/Operation/APSPDCL/Vijayawada in his written submission dt:20.03.2015, received in this office on dt:25.03.2015 stated that:

1. The HT Sc.No.VJA.3298, M/s S.R.R Packing Industries,D.No.3-143, main road, Guduru(M), Krishna District is presently having a CMD of 300KVA with a contracted load of 600HP.
2. Agreement was entered by the applicant on 05.03.2013 and the service was released on 05.03.2013.
3. The consumer has applied for deration of load from the existing 300KVA to 70KVA on 09.02.2015.
4. As per the General Terms and conditions of supply clause no.5.9.4.2 approval was accorded for reduction of CMD from 300 KVA to 70KVA which will be effected from 09.03.2015.

Findings of the Forum:

1. Sri G. Raj Venkateswara Yadav , the Managing Director,SRR packing Industries having HT Sc No VJA 3298 has filed a requisition before this Forum as per the directions of the Hon'ble High Court vide WPMP on 38695/2014 and requested to issue directions to the concerned to order for deration of load for his HT service.
2. As could be seen from the submissions of the Respondent ,it is evident that the complainants service no VJA 3298 was released on 05.03.2013.In accordance with clause 5.9-4.2 of General Terms and Conditions of supply as amended from time to time issued vide proceedings No APERC/Secy/96/2014 dated 31.05.2014".The HT consumer may seek reduction of CMD of the HT agreement after the expiry of the minimum period of the agreement by giving not less than one month notice in writing expressing his intention to do so, if for any reason the consumer chooses to derate the CMD before the expiry of the initial 2 years period of the agreement ,or after expiry of one month notice period whichever is later.
3. As seen from the submission of the Respondent, it is also clear that the consumer has issued one month notice for deration of CMD from 300 KVA to 70 KVA on 09.02.2015 and the deration was effected from 09.03.2015.
4. The action of the Respondent in resolving the problem is purely in accordance with the GTCS provisions only.

ORDER

Since the grievance of the HT Consumer for deration of their CMD from 300KVA to 70KVA has been effected by the Respondents from 09.03.2015,i.e, after expiring of one month notice issued by the consumer, the case is disposed off accordingly.

If aggrieved by this order, the complainant may represent to the **Vidyut Ombudsman, Andhra Pradesh ,Flat No:401 ,4th 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 21st 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.