

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

On this the 09th day of January 2018
In C.G.No: 259 /2016-17/Tirupati Circle

Present

Sri. A. Jagadeesh Chandra Rao
Sri. A. Sreenivasulu Reddy
Sri. D. Subba Rao
Sri. Dr. R. Surendra Kumar

Chairperson
Member (Finance)
Member (Technical)
Independent Member

Between

Sri M.Krishna Murthy Naidu
D.No:4-137
Santha Bazaar Street
Rompicherla
Chittoor - Dist

Complainant

AND

1. Assistant Engineer/O/Rompicherla
2. Assistant Divisional Engineer/O/Piler
3. Divisional Engineer/O/Piler

Respondents

ORDER

1. The complainant presented a complaint before this Forum through post and the same was registered as C.G.No:259/2016-17/Tirupati Circle on 07.01.2017. In his complaint, the complainant has stated that one ASC No: 1211(3.H.P) is on his name since 20 years. He has been paying the maintenance charges too. As there is no water in his open well he is not using the pump. Recently he has drilled a bore well near to the old well. Luckily he got good water at a depth of 400 feet. He also further stated that he is having 40 coconut trees (Old) and one acre of land, he want to raise gunny grass to feed his cows. He has installed a 2 H.P bore motor single phase to the bore well. The Respondent No.1 insisting him to take a meter under tariff II category, asking him to pay Rs 2050/- towards meter. He felt that the act of the Respondent is not justified, when he is having ASC No: 1211 on his name. He has further questioned that when he is availing for agriculture purpose why he should pay the tariff for non-agriculture. Finally he prayed to resolve his genuine grievance.
2. The Respondent No.1 in his written submission dt:17.01.2017 has explained that there is no agricultural open well in the premises and on enquiry it was noticed that the open well was dried up long back and the same was closed by

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complainant with land. Further a new bore well drilled and utilizing for drinking water purpose in the same premises with SC.No:711 of Rompicherla. A hostel was maintained in same location and closed . He further alleged that the premises is being used for domestic purpose the complainant is given lease to others part of the land to raise the grass and to feed milk cows. The Respondent further alleged that the complainant is trying to utilize the bore well for other than Agricultural purposes.

3. The complainant in his letter dated: 04.02.2017 raised several objections on the filing of the Respondents and ruled out that he is availing supply for other than the Agriculture purpose. He has also categorically stated that he has not given land for lease purpose. He further informed that BC welfare hostel was in his building in between 1985-2005 only. Finally the complainant has requested to do justice.
4. A personal hearing was conducted at Piler on 06.09.2017. Both the complainant and Respondents were present. Both the parties explained their versions. The Respondent No.2 was directed to physically inspect the premises of the complainant and submit a factual report.
5. The Respondent No.2 in his written submission dt:18.09.2017 stated that Sri M.Krishna Moorthi Niadu, Rompicherla distribution, Chittoor District is having one ASC No.1211 of Rompicherla, at Rompicherla Town. The consumer had a open well long back, for which the ASC.No.1211 Rompicherla was existing. Subsequently, the open well was dried up, and the consumer was kept silent. Meanwhile, HVDS was done, and the service was not provided DTR of lower capacity. Recently, the consumer has digged a bore well and asking supply to the said service. He is utilizing single phase supply for bore well from the house service, to irrigate grass for cows feed. There is 3- Phase 24 Hours supply (LT) available at the present bore well.
6. On perusal of arguments of both the parties and written submission of Respondent No.2 the Forum is of the opinion that the complainant is entitled to avail the supply for agricultural purpose from the existing 3-phase or single phase 24 hrs supply in terms of clarification issued by the Hon'ble APERC vide Lr.no:E-229/DD-DIST/2015,DT:15.02.2016. Accordingly the Respondents are directed to extend agricultural supply to the complainant from the existing 24hrs feeder by providing energy meter. The copy of the directions issued by the

Hon'ble commissions is also herewith appended. Accordingly the case is disposed off in the favour of complainant.

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

This order is passed on this, 09th day January 2018.

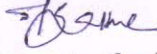
Sd/-
Member (Finance)

Sd/-
Member(Technical)

Sd/-
Independent Member

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.

Copy to the Nodal Officer (Chief General Manager/Operation)/CGRF/APSPDCL/TPT

Copy Submitted to the Vidyut Ombudsman, Andhra Pradesh, Flat No: 401, 4th Floor, Ashoka Chambers, Opposite to MLA Quarters, Adarsh Nagar, Hyderabad-500063.

Copy Submitted to the Secretary, APERC, 11-4-660, 4th Floor, Singareni Bhavan, Red Hills, Lakdikapool, Hyderabad- 500 004.

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