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

## On this the 11 th day of June 2018

## In C. G. No: 299/2017-18/Kadapa 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

Smt. B. Lakshmipathy, D. No. 5/17, Yerraballi, Vankadarimadigapalli

Sambepalli(M),

Kadapa-Dist

Complainant

AND

1. Assistant Engineer/Sambepalli

2. Assistant Divisional Engineer/O/Rayachoty Rural

3. Divisional Engineer/O/Rayachoty

Respondents

### ORDER

- 1. The case of the Complainant is that in spite of her objection not to erect transformer in front of their house, the transformer was erected. She is possessing cattle and there is life threat to her family and cattle. So the transformer may be shifted.
- 2. ADE i.e. Respondent No.2 filed written submissions stating that consumer registered her application for shifting of DTR from one location to another. Presently the DTR was erected by road side of Devapatla to Chinnabidiki Road under HVDS works in the year 2006. There is a distance of about 50 Ft between the location where the DTR was erected and to the residence of complainant and also there is no approach way to her house via the place where the DTR was located. There is another way to the residence of the

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C.G.No:299/2017-18/Kadapa Circle

complainant. About 2 years back complainant has remodelled her house, removed shrubs around her house and levelled the ground formed the passage to her house from the road side where the transformer was located and now seeking to shift the transformer to some other location at free of cost. As per the departmental procedure complainant has to pay shifting charges. But complainant has not come forward for payment of shifting charges.

- 3. Personal hearing was conducted on 22.05.2018 at Kadapa.
- 4. Both parties appeared before the Forum and reiterated their contentions. The contention of the complainant is that they have objected for erecting the DTR but without considering their objection and request high handedly erected the DTR. There were prior accidents from the DTR and it is dangerous to them and cattle. There is sufficient Government site and the DTR can be shifted without any objection. They are not capable of paying shifting charges. Hence the DTR may be shifted to another location at free of cost.
- 5. Respondents represented that the disputed DTR is at a distance of 50 Ft from the residence of the complainant. There is another way to the residence of the complainant but the complainant after remodelling of the house wants to use the space in front of her house up to DTR for passing of her vehicles and for that reason only complainant insisting to shift the DTR. Respondents further represented there was no danger for any person or cattle from the existing DTR at public place and if really the complainant wants to shift the DTR she has to pay the estimated cost and if there is no objection from the public the same can be shifted to a nearby public place.
- 6. Any person who intends to get the DTR shifted from one location to another location for her/his convenience has to pay the charges for shifting as per Clause. 5.3.4 of General Terms and Conditions of Supply. In this case complainant wants to shift the DTR which is located at a public place in the road margin. Complainant also conceded that there is about 50 ft between her residence and the place where the disputed DTR is located. Simply

because the location of DTR is not convenient to the complainant, the same cannot be shifted at the cost of the Licensee. If really complainant is interested to shift the DTR for her convenience she has to pay estimated cost in advance as per the above clause of GTCS. There are no merits in the case of the complainant. The complaint is liable to be dismissed.

If aggrieved by this order, the complainant may represent to the Vidyut Ombudsman, Andhra Pradesh, and 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.

This order is passed on this, the 11th day of June 2018.

Sd/-

Sd/-

Sd/-

Sd/

Member (Finance)

Member (Technical)

Independent Member

Chairperson

Forwarded By Orders

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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 ,4<sup>th</sup> Floor, Ashoka Chambers, Opposite to MLA Quarters , Adarsh Nagar,Hyderabad-500063. Copy Submitted to the Secretary, APERC,11-4-660, 4<sup>th</sup> Floor, Singareni Bhavan, Red Hills, Lakdikapool, Hyderabad-500 004.