

BEFORE THE FORUM
FOR REDRESSAL OF CONSUMER GRIEVANCES
IN SOUTHERN POWER DISTRIBUTION COMPANY OF A.P LIMITED TIRUPATI
On this the 15th day of May 2018
In C. G. No: 266/ 2017-18/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

Smt. S. Sudha Rani,
D.No.20-1-181/B,
Maruthi Nagar,
Tirupati,
Chittoor - Dist

Complainant

AND

1. Assistant Engineer/O/Tirupati East
2. Assistant Divisional Engineer/O/Tirupati OSD
3. Divisional Engineer/O/Tirupati

Respondents

1. Complainant presented this complaint for restoring the original service connection No. 553400108307 which was in the name of P. Sarojamma mother of the complainant and to dismantle the service connection No.5534100158485. According to the complainant, Nagalakshmi and her family members occupied the premises bearing D. No. 20-1-172/A2 belongs to her mother and the case is pending before the Hon'ble High Court. Consumer Forum No.2 pronounced orders dated 18.03.2013 that tenant should not be given any new connection and S. Nagalakshmi was also sentenced to pay a fine of Rs.3,000/- for furnishing false information to the APSPDCL. The service connection in the name of S. Nagalakshmi was disconnected. But again she obtained a new connection on 23.04.16 then the complainant presented an application to Spandana for disconnection of service connection and the same was disconnected on 08.08.16, but S. Nagalakshmi was illegally taking supply without permission. Though complainant brought to the notice of Respondent No. 1 that S. Nagalakshmi was taking supply directly by connecting wires to the pole illegally but no action was taken hence the complaint.

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DISPATCHED
DATE
12/5/18 ok

2. Respondent No. 1 filed his written statement stating that the service connection No. 5534100158485 was issued in the name of S. Nagalakshmi with date of supply from 22.4.2016 for the service connection situated in the premises D.No.20-1-172/A2, Maruthi Nagar Korlagunta, Tirupati.
3. Complainant presented a complaint before Spandana on the ground that the premises is in dispute. On receipt of complaint from complainant notice was issued to S. Nagalakshmi to submit the records but as record was not submitted the service connection was disconnected on 10.08.16. S. Nagalakshmi again approached for restoration of service connection stating that suit was dismissed. The Standing Legal Advisor, Tirupati opined that power supply could not be restored for S. Nagalakshmi.
4. During the personal hearing held on 17.4.18 Respondent No.1 stated that a case was registered against S. Nagalakshmi for malpractice on 15.4.2018.
5. The legal opinion of Standing Legal Advisor of the Licensee shows that S. Nagalakshmi obtained service connection No. 5534100158485 on 23.4.2016 and subsequently objection was received from S. Sudha Rani on the ground that real facts were suppressed. Subsequently the service connection was disconnected and later she filed a complaint before District Consumer Forum – II, TPT against the officers of the Licensee and that complaint was dismissed. Again S. Nagalakshmi made a representation for restoration of supply on the ground that suit O.S.242/2012 on the file of 1st Additional Junior Civil Judge, Tirupati was decreed for permanent injunction restraining the defendants from in any way objecting the plaintiff to use the plaint B schedule property as ingress and egress to reach to plaint A schedule property. SLA opined that as the complaint by S. Nagalakshmi before the consumer Forum - II in CC No.82/2012 was dismissed with exemplary costs, she is not entitled for restoration of power supply. Though legal opinion was given by SLA, Respondents have not made efforts to dismantle the service issued in the name of S. Nagalakshmi. No satisfactory explanation was given for not initiating steps for dismantling the above service.
6. In the result Respondents are directed to take steps for dismantling the service connection No. 5534100158485 in the name of S. Nagalakshmi in accordance with the procedure in vogue.
7. As seen from the records the service connection in the name of P. Sarojamma 553400108307 was dismantled so it is not possible for restoration of dismantled

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service connection. So, complainant is advised to submit an application for new service connection for the said premises and if such application is filed, Respondents are advised to dispose off the said application in accordance with rules.

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.

This order is passed on this, the 15th day of May 2018.

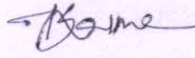
Sd/-
Member (Finance)

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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