

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

On this the 25th day of February 2019

C.G.No:41/2018-19/Vijayawada 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

A.Sattar,
15/323/19,
Machavaram,
Machilipatnam,
Krishna -Dist.

Complainant

AND

1.AE/Machilipatnam D2
2.ADE/Machilipatnam
3.DE/Machilipatnam

Respondents

ORDER

1. Abdul Sattar resident of D.No.15/323/19 Machavaram, Machilipatnam presented a complaint before this forum during the Vidhyut Adalat conducted at Machilipatnam on 24.04.2018. The complainant in his petition has informed that he was retired from Police department during 2002 and constructed a house in Machavaram. He had also constructed one more portion on the first floor and requested for release of service connection and also paid an amount of Rs. 2,910/- through online. The receipt was also handed over to respondent No.1 on 22.04.2018. The ALM of the section has informed him to provide a separate kitchen for the first floor portion so that domestic service can be released. Accordingly he has provided a kitchen shed by incurring Rs.10,000/- But the officers have not released the service connection and hence requested to do justice.
2. Respondents No. 1, 2 and 3 submitted their joint written submission wherein they have informed that the complainant had set up a small shed outside the house for separate kitchen,

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one No. gas stove along with cylinder arranged on the table. The consumer intentionally for reducing the monthly CC bill had applied for a second meter.

3. Point for determination is whether the complainant is eligible for a separate domestic service connection as he had provided a separate kitchen with gas stove and cylinder?

The case of the complainant is that he had requisitioned for release of a separate domestic service connection on the first floor and provided separate kitchen as per the requirement of the department. But still the officers are not releasing the domestic service connection.

The definition of separate establishment is laid down in Clause No. 3.5 of GTCS. The same is reproduced here under:

For the purpose of the GTCS, separate establishments shall include the following types of establishments;

- i) Having distinct set-up and staff;
- ii) Owned or leased by different persons;
- iii) Covered by different Licensees or registrations under any law where such procedures are applicable and
- iv) For domestic category, the households having a separate Kitchen.

Further Part (A), Para 1.1 LT Cat - 1 domestic of the retail supply Tariff Order for the year 2018-19 specifically provides in a separate note vide page No.289 that "for domestic category the households having separate kitchen will be treated as a separate establishment".

In view of the above rule positions the complainant is entitled for release of domestic service and hence the point is answered accordingly.

4. In result respondents are directed to release domestic service connection to the complainant within two days from the date of receipt of this order and compliance reported within seven days from the date of release of service connection. However the respondents are at liberty to

reclassify the service connection, if the complainant is availing supply for other than the domestic service connection in accordance with the GTCS Provisions vide Clause No.3.4.

5. Accordingly the complaint is disposed off in favour of the complainant

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 day of 25th February 2019.

Sd/- Sd/- Sd/- Sd/-
Member (Finance) Member (Technical) Independent Member 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 (Executive Director/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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