

BEFORE THE FORUM
FOR REDRESSAL OF CONSUMER GRIEVANCES
IN SOUTHERN POWER DISTRIBUTION COMPANY OF A.P LIMITED TIRUPATI
On this the 30th day of November 2020
C.G.No.43/2020-21/ Nellore Circle

Present

Sri. Dr. A. Jagadeesh Chandra Rao
Sri. V. Venkateswarlu
Sri. Dr. R. Surendra Kumar

Chairperson
Member (Technical)
Independent Member

Between

K.Dasarada Nagendra Prasad
E 9& E 10,
API industrial Estate,
A.K. Nagar,
Dargamitta,
Nellore .

Complainant

AND

1.Assistant Accounts Officer/ERO/Nellore Town-1
2.Deputy Executive Engineer/ O/Nellore Town-1
3.Executive Engineer/O/Nellore

Respondents

ORDER

1. The case of the complainant is that he is having service connection No.3311211021752 and he has filed the complaint for change of classification.

The case of the complainant is that he is having workshop shed in the name of M/s. Sai Ram Automobile Service Centre in industrial estate, Nellore Town-1 Division. Their main activity in the shed is repairing of cars like engine repairs, AC repairs, tinkering and painting with the help of small motors, compressor by workers. The available tools are small drilling machine, lifting machine, welding machine cleaning of cars and painting etc., Spares store are not for sale the activity is not commercial.

DPE/APSPDCL came to the premises and stated their category is not under 3 (a) and changed it to Cat-2. On verification they found that as per tariff order 1.3.1 Cat -3 (a) of LT industry will come under Cat -3 (a) and not under commercial i.e. Cat-2. Hence requested to change the classification.

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2. Respondent No.3 filed written statement stating that he has inspected the premises of the complainant having service No.3311211021752 industrial estate of Town -1 sub division of Nellore town on 6.10.2020. The main activity is repairing of accident cars, general repair works like painting etc....The available tools are small drilling machine, lifting machine, welding machine, cleaning of the cars and painting of cars and Spares stores available not for sale only for providing materials to sick vehicles. The activity is for repairing of vehicles may be called as **“WORK SHOP”**.

The premises of the existing service category is 3 (a) as per the inspection report of the inspecting officer. The premises comes under work shop only. As per the tariff order 1.3.1 of the Hon’ble State Regulatory Commission, work shop will come under Cat- III(A) of LT industry. The case may be examined for further action. He also enclosed photos of the premises.

3. The point for determination is whether the service of the complainant bearing No. 3311211021752 will come under Cat –III (A) Industry (General)-LT only?

According to the respondents the service was inspected by ADE/DPE/Nellore on 03.03.2020 and found that the complainant is using the service for commercial purpose. Basing on that report the service was re-categorized under Cat-2. Aggrieved by changing of category, complainant approached this forum.

Respondent No. 3 in his written submission stated that he inspected the premises on 06.10.2020 and the activities of the complainant will come only under the definition of work shop. The tariff order issued by the Hon’ble Commission for the F.Y. 2020-21 at page No. 195 and 196 under Cat-III Industry has given list of units which come under it. The point No.2 of the above said order is relevant for the purpose of this case which is as follows:

This tariff will also apply to:-

“1.....

2. *Workshops, flour mills, oil mills, saw mills, coffee grinders and wet grinders, ice candy with or without sale outlets, grass cutting and fodder cutting units.*

3.....

4.....”

DESPATCHED

changes in master within 15 days from the date of receipt of this order and submit compliance report within 15 days thereon.

If aggrieved by this order, the Complainant may represent to the Vidyut Ombudsman, Andhra Pradesh, 3rd Floor, Sri Manjunatha Technical Services, Plot No:38, Adjacent to Kesineni Admin Office, Sri Ramachandra Nagar, Mahanadu Road, Vijayawada-520008, within 30 days from the date of receipt of this order.

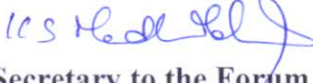
This order is passed on this, the day of 30th November'2020.

Sd/-
Member (Technical)

Sd/-
Independent Member

Sd/-
Chairperson

Forwarded By Order


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 , 3rd Floor, Sri Manjunatha Technical Services, Plot No:38, Adjacent to Kesineni Admin Office, Sri Ramachandra Nagar, Mahanadu Road, Vijayawada-520008.

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