

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

On this the 28th day of April' 2022
C.G.No.77/2021-22/Kurnool Circle

Present

Sri. Dr. A. Jagadeesh Chandra Rao
Sri. Y. Sanjay Kumar
Sri. K. Ramamohan Rao
Sri. Dr. R. Surendra Kumar

Chairperson
Member (Technical)
Member (Finance)
Independent Member

Between

V. Jamal Reddy,
S/o. Dastagiri Reddy,
2/36,
Seetharamapuram,
Mahanandi
Kurnool Dt.

Complainant

AND

1. Dy. Executive Engineer/O/Nandyal CCO Respondents
2. Executive Engineer/O/Nandyal

ORDER

1. The case of the Complainant is that he constructed a shed for residence and cattle shed in an extent about 25/35 cents of site in Sy.No. 401. The above said extent is in possession and enjoyment of the brother of his wife Mr. P.Venkata Ramana Reddy since 1980. The house is having D.No.2/36 and he is paying CC charges to the electricity department regularly for the Service connection number.8432316000532. On 19.10.2021, AE Electricity department came to his premises stating that the site does not belongs to him and disconnected the service, removed the wire without giving any receipt. On 19.10.2021 a notice was issued to

DESPATCHED

DATE 28/4

furnish the details and he furnished the details on 20.10.2021. He also requested to furnish the details of the Complainant presented and how those complainants having rights over this property, but no reply was given by Respondents 2 & 3. There was no response and the service was not restored. Tahasildar has given certificate that he is residing in the said site. Hence the power connection may be restored.

2. Respondent No. 2 filed written submissions stating that 1) Mr.G.Bhaskar and other consumers of Sita Rama puram villagers represented for disconnection of the service of Mr.V.Jamal Reddy bearing no. S.C. No. 8432316000532 on the ground that he un-authorizedly occupied the land of SC consumer. AE wrote a letter to Mr.V.Jamal Reddy for submission of Land documents within a time. A Spandana complaint received from SE/O/Kurnool for disconnection of service. Panchayat Secretary stated in his letter that "as per entries of Online house tax regarding house No.2-32 not possible due to documents not available"

Based on Panchayat Secretary statement and as the consumer failed to produce necessary documents the service was disconnected on 26.10.2021. Mr.V.Jamal Reddy made a representation for reconnection of the service and he was requested to submit documents for the land for re-connection of the service. But, the same was not furnished

3. Personal hearing was conducted on 12.4.2022. Mr. Anjaneya Vara Prasad Advocate for the complainant and Complainant present. On behalf of the Respondents - Respondent-2 present. Heard both parties.

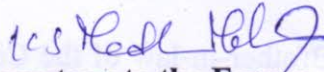
According to the Counsel of the Complainant the land belongs to Mr. P. Venkata Ramana Reddy Brother-in-law of the Complainant. He gifted the property to his sister, Brother-in-law of the Complainant died. Complainant is in possession and enjoyment of the property. The service connection was disconnected without notice on 16.10.2021. But notice was given for disconnection on 19.10.2021. Complainant filed PLC before Mandal Legal service authority but Respondents did not present in that case. Hence the case was closed. Service was restored on 26.3.2022, directions may be issued for not to disconnect the service again.

Whenever field officers receive objections from third parties claiming right over the property in which the service connection was released, notice should be issued to the registered consumer under proper acknowledgment giving sufficient time to reply and if reply is issued and if necessary, obtain Legal opinion before proceeding for disconnection. If there is any title dispute, it is better to advise the parties to approach the appropriate Forum for resolving their grievances. Once service is released, the service can be disconnected due to eviction only as per Clause. 17 of GTCS.

4. Since, the service is already restored, there is no need to pass any further orders in this case. Accordingly the complaint is disposed off.

Sd/- Sd/- Sd/- Sd/-
Member (Technical) Member (Finance) Independent Member Chairperson

Forwarded By Order


Secretary to the Forum

This order is passed on this, the day of 28th April'2022

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.

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 (O&M)/ Operation)/ CGRF/ APSPDCL/ Tiruati.

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.