

CONSUMER GRIEVANCES REDRESSALFORUM
SOUTHERN POWER DISTRIBUTION COMPANY OF A.P LIMITED,
TIRUPATI

This the 07th day of May'2024
C.G.No.158/2023-24/Nellore Circle

CHAIRPERSON **Sri. V. Srinivasa Anjaneya Murthy**
Former Principal District Judge

Members Present

Sri. K. Ramamohan Rao	Member (Finance)
Sri. S.L. Anjani Kumar	Member (Technical)

Between

Sri. C. Krishna Kishore, D.No. 6-111,
Karnala Street, Gudur (M), Nellore Dist.

Complainant

AND

1. Dy. Executive Engineer/O/Gudur
2. Executive Engineer/O/Gudur

Respondents

This complaint came up for final hearing before this Forum through video conferencing on 03.04.2024 in the presence of the complainant and respondents and having considered the material placed by both the parties, this Forum passed the following:

ORDER

- 01.** The complainant filed the complaint during the Vidyut Adalat conducted on 06.03.2024 at Gudur stating that his father expired about three years back., that they are residing in the house bearing D.No.6-111 in Karnala Street, Gudur, that his junior paternal uncle Cheekolu Sri Hari applied for electric service connection to the



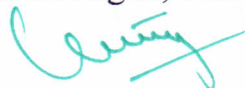
respondents falsely claiming that he is the owner of the house bearing D.No.6-111 and tried to get the service connection influencing the respondents, that he filed a suit O.S.No.27/2024 before the Principal Junior Civil Judge Court, Gudur against the said Sri Hari for permanent injunction and it is pending before the Court and that he raised an objection before the respondents not to release the service connection in the name of Sri Hari, but they are not considering his objection.

02. The said complaint was registered as C.G.No.158/2023-24 and notices were issued to the respondents calling for their response. The respondents submitted their response stating that subsequent to the complaint, they inspected the disputed house which is a newly constructed house with asbestos roof and that one Cheekolu Sri Hari applied for new service connection of the said house but the complainant is objecting on the ground that the said house belongs to him and that Cheekolu Sri Hari is nothing to do with the said house. Due to the said objection, they have not released the service connection.
03. Heard both the parties through video conferencing.
04. Now the point for determination is :

“Whether the complainant is entitled to object release of service connection on the application of Cheekolu Sri Hari”?



05. It is the case of the complainant that he is the owner in occupation of the house bearing D.No.6-111 in Karnala Street, Gudur, that his junior paternal uncle Cheekolu Sri Hari falsely claiming ownership over the said house and applied for new service connection and that he filed a suit O.S.No.27/2024 against the said Sri Hari before the Principal Junior Civil Judge Court, Gudur and thereby he requested not to release service connection in the name of Cheekolu Sri Hari.
06. The complainant in support of his contention produced copy of a registered settlement deed dated: 06.07.2023 in favour of Cheekolu Rajesh who is the brother of the complainant herein which prima facie shows that the mother of the complainant settled the said house bearing D.No.6-111 in the name of his brother. He also produced a copy of the petition in IA No.56/2024 in O.S No.27/2024 before the court of Principal Junior Civil Judge, Gudur filed by him and his brother Rajesh against Cheekolu Sri Hari for a permanent injunction claiming possession of the said house with them.
07. It seems that the respondents have not released new service connection on the application of Cheekolu Sri Hari for the house bearing D.No.6-111. Considering the circumstances, this Forum opines that the respondents will certainly conduct scrutiny of the application of Cheekolu Sri Hari and if they satisfy that it is in accordance with the department rules and regulations in vogue, then only they will release



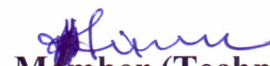
the service connection and as such there is no necessity to decide the validity of the objection of the complainant herein and this complaint is not maintainable. Even otherwise, according to the complainant Cheekolu Sri Hari is claiming possession of the house and according to the complainant he is in possession of the disputed house and he also filed a suit before the court and as such the matter is pending before the Civil Court and under the said circumstances, the complainant cannot maintain this complaint before this Forum and it is liable to be dismissed. Accordingly, the point is answered.

08. In the result, the complaint is dismissed. No order as to costs.
09. The complainant is informed that if he is aggrieved by the order of the Forum, he may approach the Vidyut Ombudsman, 3rd Floor, Plot. No.38, Adjacent to Kesineni Admin Office, Sriramachandra Nagar, Mahanadu Road, Vijayawada-08 in terms of Clause.13 of Regulation.No.3 of 2016 of Hon'ble APERC within 30 days from the date of receipt of this order and the prescribed format is available in the website vidyutombudsman.ap.gov.in.

Typed to dictation by the computer operator-2 corrected and pronounced in the open Forum on this the 07th day of May'2024.


CHAIRPERSON


Member (Finance)
07/05/2024


Member (Technical)

Documents marked

For the complainant: Nil

For the respondents: Nil

Copy to the

Complainant and All the Respondents

Copy Submitted to

**The Chairman & Managing Director/Corporate
Office/APSPDCL/ Tirupati.**

**The Vidyut Ombudsman, 3rd Floor, Plot,
No.38, Sriramachandra Nagar, Vijayawada-08.**

The Secretary/Hon'ble APERC/Hyderabad-04.

The Stock file.

