

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

**This the 01<sup>st</sup> day of November' 2023**

**C.G.No.24/2023-24/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.P.V. Muralidhar Raju, C/o. M/s. Srilakshmi  
Frame Works, D.No. 10-73/6, 8 G Car Street, Tirupati      Complainant

***AND***

1. Dy. Executive Engineer/O/Venkatagiri C&O  
2. Executive Engineer/O/Naidupeta      Respondents

This complaint came up for final hearing before this Forum through video conferencing on 27.10.2023 in the presence of the complainant and respondents and having considered the complaint and submissions of both the parties, this Forum passed the following:

**ORDER**

1. The case of the complainant is that he acquired land of Ac.3.00 Cts in Sy.No.50/1 A8 in a family partition, that presently he is having Ac.0.92 Cts, that in part of that land the complainant raised fencing and a tin shed, that he never asked for electrical service connection



to his shed but the respondents issued a Service Connection No. 3621410003508 on the application of others in their name without verification of his documents and without conducting any enquiry and then he lodged a complaint to the respondents, but in vain.

2. The said complaint was registered as C.G.No.24/2023-24 and notices were issued to the respondents calling for their response. The respondents submitted their response stating that one Doddi Subbarami Reddy applied for non-domestic service connection for construction of a house enclosing the supporting documents i.e. a registered sale deed dt : 22.09.2022 and accordingly they released the service connection No. USC 3621410003508 on 11.05.2023 and the complainant got issued a legal notice on 16.05.2023 enclosing a copy of partition deed dt: 22.09.1997 claiming that the land in which the impugned service connection was released belongs to him, but by that time already the service connection was released in the name of Doddi Subba Rami Reddy and the same was informed to the complainant.
3. Heard both the parties through video conferencing. No documents are marked for the Complainant. Ex.R1 is marked for the Respondents.



4. Now the point for determination is:

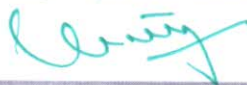
*Whether the complainant is entitled for removal of service connection No.362141003508 as prayed for?*

5. **POINT:** Perused the entire record. The complainant is claiming that the land in Sy.No. 50/1A 8 of an extent of Ac.0.92 Cts belongs to him and in a part of the said land he raised a shed and it belongs to him but the respondents without considering his documents and hearing him, released the service connection in the name of one Doddi Subba Rami Reddy. On the otherhand, the respondent's contention is that on considering the registered sale deed of Doddi Subba Rami Reddy, they released the service connection on 11.5.2023 even prior to the complaint received from the complainant and as such the complainant has to obtain any order from the Court for removal of the said service connection. The complainant submitted a copy of the partition deed dt: 27.09.1997 executed among himself and his family members which shows that land of an extent of Ac.3.00 Cts in Sy.No.50/1A8 was acquired by the complainant in that partition and now according to the complainant presently he is having only Ac.0.92 Cts after making



alienations in that Sy.No.50/1A 8. The registered sale deed in the name of Doddi Subba Rami Reddy is for an extent of Ac.1.30 Cts in Sy.No.50/1 A 8. The lands of the complainant as well as Doddi Subba Rami Reddy are situated in one and the same survey number. In para No.6 of the legal notice got issued by the complainant to the respondents, it was stated that some Civil Suits are filed against each other by the complainant and the said Doddi Subba Rami Reddy and in Para No.8 of the said notice it was further stated that Doddi Subba Rami Reddy obtained a fraudulent registered document and trying to obtain electrical service connection. For better appreciation, Para Nos.6 and 8 of the legal notice of the complainant (Marked as Ex.R1) are reproduced here under:

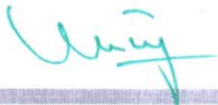
**Para No.6** : “ My client filed suit in O.S.No. 62/2015 on the file of Hon’ble VII Addl. District Court, Venkatagiri against Meenakshamma & Others and the said suit is pending. In that suit my client filed I.A.No. 108/2022 and obtained ad interim injunction over the plaint schedule properties. But one Doddi Subba Rami Reddy and Pemmareddy Anjani filed a suit O.S No.51/2022 on the file of Hon’ble Senior Civil Judge Court, Gudur which is pending and Doddi Subba Rami Reddy also filed writ petition No.2978/2023 before the Hon’ble High Court of Judicature, Amaravathi against the revenue authorities for change of their name and for grant



of Pattadar Pass Books and Title Deeds which is pending”.

**Para No.8:** While the matters were so, my client came to know that the above persons who obtained fraudulent registered documents are trying to obtain electricity service connection from Nos. 1 to 5 of you suppressing the pendency of the Civil Suit. In this connection my client issued several notices to Nos. 1 to 4 of you earlier not to grant any service connection to the people who made application to grant service connection to the notice scheduled property as it is the subject matter pending.

6. During the course of hearing, the complainant submit that the said notice/Ex.R1 issued by the Advocate does not belong to the present issue. But on perusal of Ex.R1/notice, we find that the said notice was issued demanding the respondents not to release any electrical service connection in the name of Doddi Subba Rami Reddy basing on fraudulent registered documents obtained by him for the properties mentioned in the notice schedule property. In order to appreciate the contention of the complainant that the said legal notice got issued by him does not pertain to the present issue, we have gone through the schedule given in the notice.
7. In Ex.R1/legal notice got issued by the complainant, the properties claiming by him are shown as Four Items. Item No.1 land is of an



extent of Ac.1.08 Cts in Sy.No.63/3 in Venkatagiri Municipality. Item No.2 is land of an extent of Ac1.62 Cts in Sy.No.64/8 in Venkatagiri Municipality. Item No.3 is land of an extent of Ac.1.62 Cts in Sy.No.50/1A8 in Venkatagiri Municipality. Item No.4 is land of an extent of Ac.1.61 Cts in Sy.50/1A8 in Venkatagiri Municipality.

8. In the complaint, the complainant has stated that he acquired land of an extent of Ac.3.00 Cts in Sy.No.50/1A8 under the partition deed and after deducting the land given to others, at present the complainant is having only Ac.0.92 Cts in that Sy.No.50/1A8. When in the complaint it was categorically mentioned that in the land of Ac.0.92 Cts in Sy.No.50/1A8 the respondents released the service connection and when the said Sy.No is shown in the legal notice schedule, we have no hesitation to hold that the Sy.No. mentioned in the complaint petition as well as in the legal notice is one and the same and when the contents of the legal notice are considered, it is very clear that Doddi Subbarami Reddy obtained certain registered documents in respect of part of the land in Sy.No.50/1 A 8. The legal notice further discloses that civil suits are pending between the complainant and Subba Rami Reddy with regard to ownership of the



land in Sy.No.50/1 A8. Further, according to the complainant he acquired Ac.3.00 Cts under the partition deed but whereas he is showing a total extent of Ac.3.23 Cts in the Sy.No.50/1 A 8 in Ex. R1 Legal notice. The complainant did not explain how he is claiming Ac.0.23 Cts excess extent in Sy.No.50/1A 8 in Ex.R1 Legal Notice when he is claiming only Ac.3.00 Cts in the complaint.

9. On considering the entire material, we are of the opinion that there is title dispute with regard to the land in Sy.No.50/1A8 between the complainant and Doddi Subba Rami Reddy and some civil suits are pending between the two parties. Unless the ownership of the complainant over the land in which the impugned electrical service connection was released by the respondents is decided, no direction can be issued for removal of the impugned service connection released in the name of Doddi Subba Rami Reddy since the service connection was released in his name basing on prima facie evidence of his ownership over the land under the registered sale deed submitted by him.
10. Title dispute with regard to an immovable property cannot be decided by this Forum and it is to be decided only by a competent Civil Court having jurisdiction. Here, in the case on hand as there is

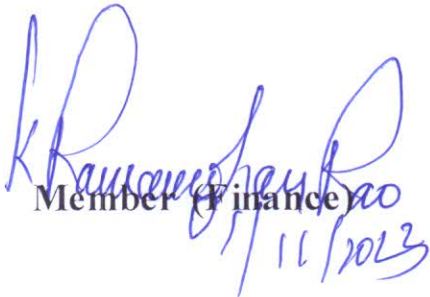


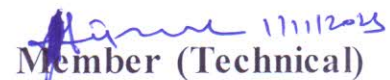
title dispute with regard to the land in Sy.No.50/1A8 between the complainant and Doddi Subba Rami Reddy who is not a party before the Forum in the case on hand and hence we opine that the complainant, if he is so advised, has to approach a competent Civil Court to get appropriate relief and this complaint is devoid of merits and is liable to be dismissed. Accordingly, the point is answered.

11. *In the result*, the complaint is dismissed. There is no order as to costs.
12. The complainant is informed that if he is aggrieved by the order of the Forum, he may approach the Hon'ble Vidyut Ombudsman, 3<sup>rd</sup> 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 01<sup>st</sup> day of November'2023.

  
01/11/2023  
CHAIRPERSON

  
Member (Finance)  
11/11/2023

  
11/11/2023  
Member (Technical)



**Documents marked**

**For the complainant: Nil**

**Documents marked**

**For the respondents:**

<b>Exhibit No.</b>	<b>Description of the document</b>
<b>R1</b>	<b>Copy of the legal Notice Dt.16.05.2023 got issued by the Complainant to the Respondents.</b>

**Copy to the**

**Complainant and All the Respondents**

**Copy Submitted to**

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

**The Hon'ble Vidyut Ombudsman, 3<sup>rd</sup> Floor, Plot No.38, Sriramachandra Nagar, Vijayawada-08.**

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

**The Stock file.**

