

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

This 07th day of December' 2024

C.G.No.193/2024-25/Chittoor 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

Smt.P. Malathi, D.No.1-21, Kallurapalli,
Bangarupalem (M), Chittoor District. **Complainant**

AND

1. Superintending Engineer/O/Chittoor
2. Dy. Executive Engineer/O/Chittoor (R-1)
3. Executive Engineer/O/Chittoor **Respondents**

This complaint came up for final hearing before this Forum through video conferencing on 03.12.2024 in the presence of the complainant and respondents complainant and having considered the material placed by both the parties, this Forum passed the following

ORDER

01. The complainant filed the complaint stating that one K.Nirmala applied for service connection for the premises in Sy.No.280/1 claiming that it is her exclusive property but the said premises is



their joint family property for which they filed a suit for partition and it is pending for trial and the respondents are proceeding to release the service connection inspite of her objection and thereby she requested to direct the respondents not to release the service connection in favour of Smt. K.Nirmala.

02. The said complaint was registered as C.G.No.193/2024-25 and notices were issued to the respondents calling for their response. The respondents submitted their response stating that one Smt. K.Nirmala applied for a new service connection for the premises in Sy.No. 280/1 in Kallurapalli village of Bangarupalyam Mandal under her occupation by paying the necessary fees and submitting the documents and when they are about to release the service connection, the complainant herein filed an objection requesting not to release the service connection claiming that the premises under the occupation of Smt. K. Nirmala is their joint family property and they filed suit for partition and hence they could not release the service connection.

03. Heard the complainant and respondents through video conferencing. The respondents submit that because of the pendency of the suit for



partition filed by the complainant, they did not release the service connection in favour of one Smt. K. Nirmala.

04. We have considered the contention of both the parties. We are the opinion that the complainant is not a consumer under the definition of complainant under Point. No.2.4 of Regulation No.3 of 2016 and on that ground this complaint is not maintainable.
05. Even otherwise, the complainant is admitting that Smt. K.Nirmala is in occupation of the premises in question for which she applied for service connection and as such Smt. K.Nirmala is entitled to get the service connection in view of her exclusive occupation of the premises. Pendency of the partition suit filed by the complainant is no way concerned with the release of service connection to Smt. K.Nirmala in view of her exclusive occupation of the premises in question which is admitted by the complainant herein. On that ground also, this complaint is not maintainable.
06. For the above reasons, we have no hesitation to hold that this complaint is not maintainable and is liable to be dismissed. Accordingly, the complaint is dismissed. There is no order as to costs.
07. The complainant is informed that if she is aggrieved by the order of the Forum, she 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 07th day of December'2024.

Cheng 07/12/2024

CHAIRPERSON

Ramachandra Rao
Member (Finance)
07/12/2024

Shome 7/12
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/Vidyut Niyantana Bhavan, Adjacent
to 220/132/33/11 KV AP Carbides Sub Station, Dinnedavarapadu
Road, Kurnool-518002, State of Andhra Pradesh.

The Stock file.

Cheng 07/12/2024