

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

**This 25<sup>th</sup> day of March'2025**

**C.G.No.228/2024-25/Nellore Circle**

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

**Members Present:**      **Sri. S.L. Anjani Kumar      Member (Technical)**  
**Smt. W. Vijaya Lakshmi      Member (Independent)**

**Between**

Sri. M/s. Jagadeeswari Ice Factory,  
Prop. C. Sreenivasa Kumar,  
D.No. 4/354, Vijayagopalapuram, Nellore.

Complainant

**AND**

1. Superintending Engineer/O/Nellore
2. Assistant Accounts Officer/ERO/Nellore Town-1
3. Dy.Executive Engineer/O/Rammurthy Nagar
4. Executive Engineer/O/Nellore Town
5. CGM/R& IA/Tirupati

Respondents

This complaint came up for final hearing before this Forum through video conferencing on 18.03.2025 in the presence of the complainant and the respondents and having considered the material placed by both the parties, this Forum passed the following:

**ORDER**

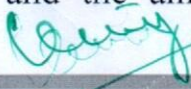
- 01.** The complainant filed the complaint stating that he is running an Ice Factory with electrical service connection SC.No. 3321306039060, that

previously he filed a complaint before this Forum vide C.G.No.21/2023-24/Nellore Circle alleging that respondent No.2 added interest on Electricity Duty to the CC charges in the bill from January'2010 without any reason and as per the Orders of this Forum in that complaint, the respondents updated the software but in the bill the respondents have shown the principal amount @ Rs.55,076/- and LP amount is shown as Rs. 3,59,588/- which is against Law and on perusal of the statement he found that an amount of Rs.4,819.38 Ps. was excessively collected from him and the amount shown as LP amount of Rs.3,59,588/- is not correct and hence the account statement is to be reconciled by adjusting the excess amount of Rs.4,819-38 Ps in future bills and also to reconcile LP charges of Rs.3,59,588/- on the principal amount of Rs.55,076/-.

02. The said complaint was registered as C.G.No.228/2024-25 and notices were issued to the respondents calling for their response. The respondents submitted their response stating that on receiving the complaint, they verified the account copy of the service connection of the complainant and noticed that by mistake inadvertently surcharge on surcharge was levied and then they rectified the same by reconciling the account statement. They further stated that the late payment of Rs.3,59,588/- on the principal amount of Rs.55,076/- was revised as on January' 2024 and an amount of

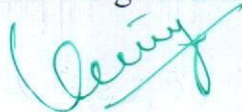
Rs. 2,20,332.44 Ps was withdrawn by the 2<sup>nd</sup> Respondent herein vide RJ No.16/01-2025 and now the revised LP amount is only Rs.1,29,454/-. They further stated that the excess IED amount collected along with regular demand for Rs. 4,819.38 Ps which was included in Rs. 8,622.56 Ps is also now withdrawn by the 2<sup>nd</sup> Respondent vide RJ.No16/01-25 in January' 2025 and accordingly the account statement of complainant was reconciled and all the amounts that were pointed out by the complainant are adjusted as per departmental rules in vogue. They further submit that since the Honourable Supreme Court granted stay on the orders of the Honourable High Court of A.P. on the amounts already levied towards FSA for Rs.55,075.68 Ps for the F.Y.2008-09 on which the actual interest as on January' 2024 was at Rs.1,29,454/-. The said two amounts are shown in the account and the said two claims against the complainant will be considered on the final adjudication of the case by the Honourable Supreme Court. Thus, the Respondents prayed for dismissal of the complaint as they reconciled the statement of account of the complainant at his request.

- 03.** Heard the complainant and respondents through video conferencing. According to the complainant, the respondents illegally claimed late payment surcharge of Rs.3,59,588/- on the principal FSA amount of Rs.55,076/- and further the respondents excessively collected a sum of Rs.4,819.38 Ps from him and the amount shown as LP amount of



Rs.3,59,588/- is not correct and hence the account statement is to be reconciled by adjusting the excess amount of Rs.4,819-38 Ps in future bills and also to withdraw LP charges of Rs.3,59,588/- on the principal amount of Rs.55,076/-.

- 04.** On the otherhand, the respondents submit that on receiving the complaint, they verified the statement copy and noticed that inadvertently by mistake LP amount is excessively shown and they rectified the same and on revision as on January'2024, they have withdrawn the excess LP amount of Rs. 2,20,332.44 Ps and the present LP amount is Rs.1,29,454/- only. They further submit that they noticed that by mistake excess IED amount was collected from the complainant and it was also withdrawn for a sum of Rs.8,622.56 Ps and thus, they rectified the mistakes as per the request of the complainant. They have also shown the reconciliation statement of account of the complainant in the calculation sheet submitted along with their written submission.
- 05.** On perusal of the calculation sheet submitted by the respondnets, we have no hesitation to hold that the respondents mistakenly raised surcharge on surcharge and on receiving the complaint, they have rectified the mistake by reconciling the statement and have withdrawn the excess LP and IED amounts and thereby redressed the grievance of the complainant.

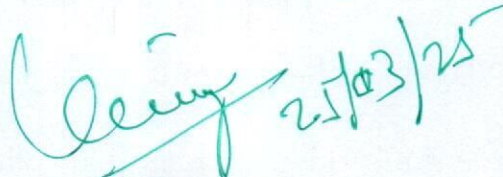


06. The complainant submit that he is entitled for interest on the excess amount paid by him as contemplated under Clause No.4.7.3 of Regulation 05 of 2004. Under the said Clause, the Licensee shall pay to the consumer interest charges @ 18% per annum on the excess amount outstanding on account of wrong billing. Here, in the case on hand, it is not a wrong billing but calculation of surcharge on surcharge and IED amount and as such the said clause does not apply. Hence, the complainant is not entitled to any interest.
07. The complainant further submit that earlier in C.G.No.127/2016-17/Nellore Circle this Forum ordered for collection of FSA charges from June'2010 against which he made a representation to the Vidyut Ombudsman and his representation was allowed and the respondents are directed not to collect FSA charges and as such the respondents have to refund the FSA charges that were collected from him as per the orders of this Forum in C.G. No.127/2016-17/Nellore Circle. For this the respondents submit that against the orders of Vidyut Ombudsman, they preferred Writ Petition W.P.No.16105/2018 and it is pending before the Hon'ble A.P. High Court. Considering facts and circumstances of the case, this Forum cannot issue any orders for implementation of the orders of the Vidyut Ombudsman since the issue is pending before the Hon'ble A.P. High Court.
08. For the aforesaid discussion, since the grievance of the complainant is redressed as the respondents on receiving the complaint, rectified the


mistakes in the bill by effecting reconciliation, this complaint is closed. There is no order as to costs. The secretary of the Forum is instructed to forward a copy of this order to the complainant herein through whatsapp and Post.

09. The complainant is informed that if he is aggrieved by the order of the Forum, he may approach the 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.18.1 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](http://vidyutombudsman.ap.gov.in).

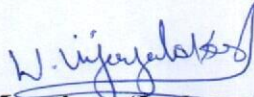
Typed to dictation by the computer operator-2 corrected and pronounced in the open Forum on this 25<sup>th</sup> day of March'2025.



**CHAIRPERSON**



**Member (Technical)**



**Member (Independent)**

**Documents marked**

**For the complainant: Nil**

**For the respondents: Nil**

**Copy to the**

**Complainant through whatsapp and Post**

**All the Respondents**

**Copy Submitted to**

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

**The Vidyut Ombudsman, 3<sup>rd</sup> 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.**

