

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

This 21st day of June' 2024

C.G.No.10/2024-25/Tirupati Circle

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

Members Present

Sri. K. Ramamohan Rao **Member (Finance)**
Smt. G. Eswaramma **Member (Independent)**

Between

Sri. R. Surendranath, Reddycherla Building,
C/o. Union Bank, Opp. Mangalam Quarters,
Tirupati.

Complainant

AND

1. Dy. Executive Engineer/O/Renigunta
2. Executive Engineer/O/Tirupati Town
3. Assistant Accounts Officer/ERO/Tirupati-1

Respondents

This complaint came up for final hearing before this Forum through video conferencing on 19.06.2024 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

- 01.** The complainant filed the complaint stating that he is having land to an extent of 13 ^{1/2} Cents in Sy.No.170/3 A1 and A2 at Karakambadi main road in which he is having 5 tin shed rooms, that one



A. Varalakshmi is having her land on West and South of his land, that in order to grab his land the said Varalakshmi in his absence got fixed 5 electrical service connections into the five rooms and he reported the same to the respondents who inturn issued show cause notice to the said Varalakshmi, but no action was taken.

02. The said complaint was registered as C.G.No.10/2024-25 and notices were issued to the respondents calling for their response. The respondents submitted their response stating that one A. Varalakshmi applied for 5 LT service connections by producing copy of registered sale deed and no objection certificates from Panchayat Secretary of Karakambadi Gram Panchayat and Tahsildar, Renigunta (M) certifying that the said tin shed rooms are located in S.No. 168/6 of Yerraguntla (V) and belongs to the said Varalakshmi and then they have released the service connections. They further submit that the complainant herein complained them stating that the said 5 Tin shed rooms are located in his land and requested them to remove the service connections and accordingly they have issued notice to Smt. A. Varalakshmi asking her to submit recent ownership certificate from Tahsildar, Renigunta and Smt. A.Varalakshmi filed writ petition W.P.No. 9869/2024 before the Hon'ble A.P. High Court



on 24.04.2024 and it is pending and hence they have not taken any action on the complaint submitted by the complainant.

03. Heard both the parties through video conferencing.
04. According to the complainant, Smt. A.Varalakshmi in order to grab his land got fixed the electrical service connections into the five tin shed rooms located in his land falsely claiming that the said land belongs to her. On the otherhand, the respondents submit that on submitting the ownership certificate issued by Panchayat Secretary and the Tahsildar concerned certifying the ownership of rooms with Smt. A. Varalakshmi, they issued the service connections in her name and fixed the meters in the said rooms.
05. However, the respondents submit that on receiving the complaint from the complainant they have issued notice calling Smt. A.Varalakshmi to submit her recent ownership certificate but she filed a Writ Petition W.P.No. 9869/2024 before the Hon'ble A.P. High Court and due to its pendency, they have not initiated any action in this regard.
06. We have verified the status of W.P.No.9869/2024 in the website of the Hon'ble A.P. High Court and noticed that it was finally disposed of on 26.04.2024 and we obtained a copy of the said order and



perused the same. The said Writ Petition was filed by Smt. A.Varalakshmi against the respondents and the complainant herein questioning the action of the respondents herein issuing notice dated 18.04.2024 to Smt. A.Varalakshmi at the instance of the complainant herein. In the order dated 26.04.2024 while disposing of the Writ Petition in Para No.6 the Hon'ble High Court issued directions to the respondents herein as under:

“ Para No.6 : In view of the above said facts and circumstances, the petitioner is permitted to submit her explanation within one (1) week from the date of receipt of this order to the impugned letter of the 5th respondent dated 18.04.2024. Pursuant to the impugned letter of the 5th respondent dated 18.04.2024 and upon submission of the explanation of the petitioner as stated above, the 5th respondent shall proceed with the enquiry by hearing all the parties concerned including the petitioner and the 6th respondent and upon verification of the records and the subject site premises, appropriate decision shall be taken on its own merits by completing the enquiry strictly in accordance with law as expeditiously as possible preferably within a period of eight (08) weeks thereafter. Pending the enquiry before the 5th respondent, there shall be no coercive steps with



respect to the service connections of the petitioner. Subject to outcome of the enquiry only, appropriate decision can be taken on the service connections issued to the petitioner”.

07. As per the above orders of the Hon'ble High Court of A.P., the petitioner has to submit her explanation to the notice issued by the respondents and on submission of the explanation of Smt. A.Varalakshmi the respondents shall conduct enquiry by hearing the complainant herein and Smt. A.Varalakshmi and upon verification of records shall take a decision and till then the respondents shall not take coercive steps with respect to service connections of Smt. A.Varalakshmi. Hence, the respondents herein have to conduct an enquiry and to take a decision with regard to the complaint of the complainant herein as directed by the Hon'ble High Court in its order dated 26.04.2024 in W.P. No.9869/2024 and this Forum has no jurisdiction to entertain this complaint. The respondents are directed to follow the directions of the Hon'ble High Court of A.P. in W.P.No.9869/2024 and the complainant is advised to appear before the respondents and to prove his case as per the orders of the Hon'ble A.P. High Court referred supra. In view of the order of the Hon'ble High Court of A.P. in W.P.No.9869/2024



referred supra, this Forum feel that this complaint is liable to be closed.

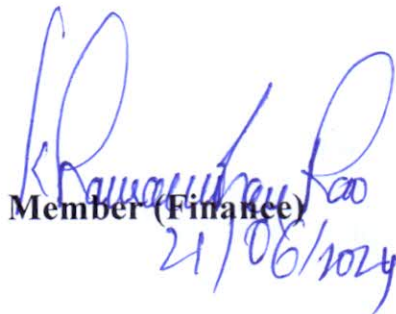
08. *In the result*, the complaint is closed. There is no order as to costs.

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 21st day of June'2024.


21/06/2024

CHAIRPERSON


Member (Finance)
21/06/2024


Member (Independent) 21/6/2024

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.

