

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

This 13th day of November' 2024

C.G.No.177/2024-25/Tirupati 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. Amaravathi, D.No.2-32,
Pudi (V), Vadamalpet (M),
Tirupati District.

Complainant

AND

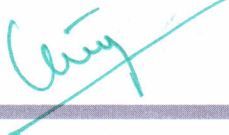
1. Superintending Engineer/O/Tirupati
2. Dy. Executive Engineer/O/Puttur
3. Executive Engineer/O/Puttur

Respondents

This complaint came up for final hearing before this Forum through video conferencing on 12.11.2024 in the presence of the complainant and respondents, and having considered the material placed by both the parties, this Forum passed the following

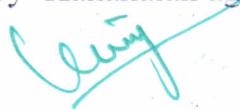
ORDER

- 01.** The complainant filed the complaint stating that they are having site in their village in which there is one single phase transformer and one person by name Kanakaiah filed a complaint to this Forum requesting

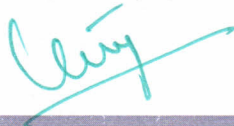


for shifting of the said transformer with a view to occupy their site and hence they requested not to shift the transformer from their site.

- 02.** The said complaint was registered as C.G.No.177/2024-25 and notices were issued to the respondents calling for their response. The respondents submitted their response stating that there is one three phase DTR in existence opposite to the single phase DTR and as such they have shifted the service connection of one person by name Kanakaiah from single phase transformer to the said three phase transformer and thereby the single phase DTR remained idle and hence they have removed it so as to utilize the same wherever it is required.
- 03.** Heard complainant and respondents through video conferencing. The respondents submit that on the request of one person by name Kanakaiah they have shifted his service connection from the existing single phase transformer to the three phase transformer situated nearby and hence at present the single phase transformer became idle and as such they removed it so as to utilize the same wherever it is required. On the otherhand, the complainant submit that if the single phase DTR is removed, there is every chance for illegal occupation of their site by Kanakaiah against whom they have filed



a suit O.S. No. 239/23 before the court of Principal Junior Civil Judge, Puttur in which they obtained a temporary injunction against the said Kanakaiah from entering into their site. We have considered the submission of the complainant. It is not the case of the complainant that she is getting her service connection from the single phase transformer. The only grievance of the complainant is that if the single phase DTR is removed, Kanakaiah may trespass into their site and illegally occupy the same. We are of the considered opinion that the DTR belongs to the respondents on which the complainant cannot claim any right. The respondents removed the single phase DTR for better use of it since it became idle after shifting of the only service connection on it to another three phase DTR. Admittedly, the complainant obtained an injunction order against the said Kanakaiah from interfering with her possession over the site in which the single phase DTR was removed. The respondents action in removing the single phase DTR will not in any way effect the rights of the complainant and because of that the said Kanakaiah cannot claim any right on the site from which the single phase DTR was removed. It seems that a title dispute is there between the complainant and Kanakaiah with regard to the site from which the single phase DTR



was removed which is to be resolved by competent Civil Court and it will not restrain the respondents from removing the single phase DTR which became idle and the request of the complainant is not legal and the complaint is liable to be dismissed. Accordingly, the complaint is dismissed. There is no order as to costs.

04. 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 13th day of November 2024.

[Handwritten signature] 13/11/2024

CHAIRPERSON

[Handwritten signature]
Member (Finance)
13/11/2024

[Handwritten signature] 13/11
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 Niyantrana Bhavan, Adjacent
to 220/132/33/11 KV AP Carbides Sub Station, Dinnedavarapadu
Road, Kurnool-518002, State of Andhra Pradesh.**

The Stock file.

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13/11/2024