

BEFORE THE VIDYUT OMBUDSMAN

Present

**K.Sanjeeva Rao Naidu
Vidyut Ombudsman**

Dated: 26-03-2013

Appeal No. 16 of 2013

Between

Sri T.Sudhir Singh & others
H.No.23-5-147, Laldarwaza
Hyderabad - 65

... Appellant

And

1. Addl.Assistant Engineer / Operation / Sangareddy Rural/APCPDCL/Medak
2. Assistant Divisional Engineer/ Operation / Sangareddy Rural / APCPDCL/ Medak
3. Asst..Accounts Officer/ERO /Sangareddy/APCPDCL/Medak
- 4 Divisional Engineer / Operation/APCPDCL / Sangareddy/ Medak
5. Superintending Engineer / Operation/APCPDCL/Medak Circle/ Medak

....Respondents

The appeal / representation filed on 04.01.2013 of the appellant has come up for final hearing before the Vidyut Ombudsman on 21.03.2013 at Hyderabad. Sri T. Sudhir Singh, appellant and Sri D.Srinivas, ADE/O/Sanga Reddy, Sri V.Ramulu, AE/O/R/Sangareddy and Sri G.Anantharam, AAO/ERO/Sangareddy for respondents present and having stood over for consideration till this day, the Vidyut Ombudsman passed / issued the following :

AWARD

The appellant filed a complaint against the Respondents for Redressal of his Grievances and stated as hereunder:

“They have applied for Agriculture connection in the name of 5 of their family members in the year 2005. They paid an amount of Rs.5,657/- through Demand Draft No.712825, dt.01-08-2005 from Smt. T. Nirmala Devi holding an Agriculture land of 3.24 gts.

T. Shakthi Singh paid an amount of Rs.5657 vide Demand Draft No.712827 Dt.01-08-2005 holding an Agriculture land of 2.09 gts.

T. Sunil Singh paid an amount of Rs.5657 vide Demand Draft No.712829 Dt.01-08-2005 holding an Agriculture land of 1-31gts.

T. Suryapratap Singh paid an amount of Rs.5657 vide Demand Draft No.712828 Dt.01-08-2005 holding an Agriculture land of 4-11 gts.

They have approached the local AE for installation of poles and physical connectivity to our Agriculture lands. But every time, on some pretext or other, they have dodged them by not giving connectivity. They have been reminding them several times but of no use. They have approached the present AE, Mr. RAMULU for connectivity. To their surprise they have given them bill for below services.

1. Service No.045800389 in the name of Smt T. Nirmals Devi an amount of Rs.7998/- September 2012.
2. Service No.045800390 in the name of T. Shankthi Singh an amount of Rs.21,905/- September 2012.
3. Service No.045800393 in the name of T. Sunil Singh an amount of Rs.22,554/- September 2012.
4. Service No.045800391 in the name of T. Suryapratap Singh an amount of Rs.22,554/- September 2012.
5. Service No.045800392 in the name of T. Sudhir Singh an amount of Rs.22,554/- September 2012.

They have given a written complaint to the Divisional Engineer (DE) dt.20-09-2012 for not installing the poles and connecting the power supply to their Agriculture lands. They are demanding them to pay the bills for which they have not received any communication from them after several visits to their offices, inspite of providing them with a local billing address.

In the meantime they have developed their Agriculture fields by engaging the services of tractors and incurred huge amounts in making the land fertile. They have also given another application dt.24-09-2012 for domestic connection as they are residing in this premises for which they have not been given any connectivity till now.

Hence, requested the Forum to kindly look into the bills and revise the same as they have applied for Agriculture purpose for the above mentioned service nos. but they have not been provided the power connectivity till date but the bills are issued. “

2. The respondent No.1 submitted written submissions hereunder:

“The services were released under category 5 on 26-09-2005 with connected load of 5 HP under Sub-Category 13. The consumers have not paid the amount from the date of supply to till this date. The details of arrears are furnished below.

S.No.	Code	SC.No.	Name	Cat/ Sub- Cat	Load	Date of Release	Distribution	Arrears Amount
1.	458	389	T. Nirmala Devi	5/11	5	26-9-2005	Erdhanoor	8,302/-
2.	458	390	T. Shakthi Singh	5/13	5	26-9-2005	Erdhanoor	23,035/-
3.	458	391	T. Surya Pratap	5/13	5	26-9-2005	Erdhanoor	23,118/-
4.	458	392	T. Sudhir Singh	5/13	5	26-9-2005	Erdhanoor	23,118/-
5.	458	393	T. Sunil Singh	5/13	5	26-9-2005	Erdhanoor	23,118/-

He further deposed before the Forum on 16.11.2012 that the estimates regarding Sri Sudhir Singh and others will be verified and intimated within a week and connections and erection of poles status will be intimated within a week and also regarding release of service numbers. The work will be completed within 15 days.”

3. After hearing both sides and after considering the material placed before the Forum, the Forum passed the impugned order as here under:

“The complaint has turned out to be that poles were not erected for agricultural services that were released in 2005.

The Respondents have assured that they would erect the poles before December 5, 2012. They are directed to complete the job as assured and report compliance along with a letter from the Complainant that the job has been completed.

The complaint is disposed accordingly.”

4. Aggrieved by the said order, the appellant preferred this appeal, questioning the same that they have applied agricultural connection in the name of five family members in the year 2005 and they paid Rs.5,657/- through DDs in the name of the following members.

Smt. T. Nirmala Devi paid an amount of Rs.5657 vide Demand Draft No. 712825 dt. 01.08.2005 holding an Agriculture land of 3.24 gts.

T. Shakthi Singh paid an amount of Rs.5657 vide Demand Draft No.712827 Dt.01-08-2005 holding an Agriculture land of 2.09 gts.

T. Sunil Singh paid an amount of Rs.5657 vide Demand Draft No.712829 Dt.01-08-2005 holding an Agriculture land of 1-31gts.

T. Suryapratap Singh paid an amount of Rs.5657 vide Demand Draft No.712826 Dt.01-08-2005 holding an Agriculture land of 4-11 gts.

T. Sudhir Singh paid an amount of Rs.5657 vide Demand Draft No.712828 Dt.01-08-2005 holding an Agriculture land of 4-11 gts.

Inspite of the same, the supply is not given. Inspite of several complaints to the officials of the respondents they have not released the services. The Forum has passed an order with a direction to supply and erect the poles by December 2012. Inspite of the same they have not supplied and therefore requested this authority to solve their problem at the earliest so that they can have a seasonal harvest.

5. Now, the point for consideration is, "Whether the order of the Forum is liable to be modified? If so, in what manner?"

6. The Appellant, Sri T.Sudhir Singh appeared before this authority and stated that the respondents have not erected poles as directed by the Forum and requested this authority to implement the same.

7. The respondents are represented by Sri D.Srinivas, ADE/O/Sanga Reddy, Sri V.Ramulu, AE/O/R/Sangareddy and Sri G.Anantharam, AAO/ERO/Sangareddy appeared before this authority and they stated that they are taking steps for erection of poles but the appellant is not cooperating to locate the points where the connections have to be installed and that is the only reason for the delay in erecting the poles, etc.

8. In the light of the above said submissions, the respondents are directed to erect the poles within 30 days from the date of receipt of this order and the appellant

is also directed to assist the officials of the respondents in locating the points where the connections have to be installed to enable the respondents to erect the poles suitably.

9. With this observation, the appeal is disposed. No order as to costs.

This order is corrected and signed on this day of 26th March 2013

Sd/-
VIDYUT OMBUDSMAN