



**BEFORE THE VIDYUT OMBUDSMAN
Andhra Pradesh & Telangana**

:: Present ::

C. Ramakrishna

Date: 19-09-2014

Appeal No. 41 of 2014

Between

**M/s. Balaji Plastek Industries, Survey No. 113E, Chiryal (V), Sangareddy (M),
Medak District**

... Appellant

And

- 1. The ADE/OP/TSSPDCL/Sangareddy/Medak Dist.**
- 2. The SAO/OP/TSSPDCL/Sangareddy/Medak Dist.**
- 3. The DE/OP/TSSPDCL/Sangareddy/Medak Dist.**
- 4. The SE/OP/TSSPDCL/Medak Circle/Medak Dist.**

... Respondents

The above appeal filed on 23-07-2014 has come up for final hearing before the Vidyut Ombudsman on 17-09-2014 at Hyderabad. The appellant, as well as the respondent SAO were present. The other respondents were absent in spite of notice. Having considered the appeal, the written and oral submissions made by the appellant and the respondents, the Vidyut Ombudsman passed the following:

AWARD

2. The appeal arose out of the grievance of the appellant that they were subjected to heavy R&C penalties incorrectly for the month of February, 2013 and that the CGRF also had not considered the appeal properly and they need not pay the amount as identified by the CGRF.

3. The appellants stated in their appeal that their service was inspected by the DPE wing on 22-02-2013; that the missed units numbering 1,14,555 were added to the month of February, 2013 and an abnormal R&C bill was raised for Rs. 19,61,505/-; that as per the inspection report of the DPE wing, their R&C bill is NIL; that in spite of their pursuing the matter with the respondent officers, the problem remained unresolved; and that the respondents are demanding an amount of Rs. 2,71,718/- towards late payment surcharge on the irregularly raised R&C bill.

4. Notices were issued for hearing the matter. The respondent SAO filed his written submission stating that the appellant's service was inspected by the DPE wing on 20-02-2013 and was assessed for Rs 7,41,477/- towards backbilling; that in the month of February, 2013 an R&C supplementary bill was raised on the consumer by adding 1,14,555 units and 11,133 TOD kVAh units towards backbilling for the period from 22-03-2012 to 27-02-2013 and hence the abnormal R&C bill has arisen; that the abnormal R&C bill is revised the amount of Rs. 19,61,505/- and the surcharge of Rs. 2,71,718/- were withdrawn; that based on the orders of the CGRF, a demand for Rs. 4,38,556/- was issued implementing the orders of the CGRF; that subsequent

to the issue of the demand it was noticed by them that a payment of Rs. 3,21,848/- made by the consumer has not been credited to his account; and that therefore, the consumer needs to pay only an amount of Rs. 1,16,708/- in all.

5. The final hearing was conducted on 17-09-2014. At the time of hearing, on perusing the records it became evident that the respondents have added the assessed units on back billing to the units already consumed in the billing month of February, 2013 and hence the erroneous R&C demand arose. Subsequently, the respondents have realized their mistake and corrected it. While implementing the order of the CGRF, the as the respondents did not take one payment of Rs. 3,21,848/- made by the appellants, the outstanding balance still appeared high. On looking at this balance, the appellants were wrongly under the impression that they have been subjected to delayed payment surcharges on the erroneous R&C demand. It has become clear on perusal of the record, that it is not the case. In view of the written submission made by the respondents, the calculations made by the respondents were scrutinized and it is found that the appellants need pay only an amount of Rs. 1,16,708/-. The appellants have gone through the calculations submitted by the respondents and have expressed satisfaction that every concern of theirs has been properly addressed by the respondents and that they are willing to pay the amount of Rs. 1,16,708/-.

6. Therefore, it is hereby ordered that the appellants shall pay the outstanding dues of Rs. 1,16,708/- forthwith and the appeal is closed as settled.

7. This order is corrected and signed on this 19th day of September, 2014.

VIDYUT OMBUDSMAN

To

1. M/s. Balaji Plastek Industries, Survey No. 113E, Chiryal (V), Sangareddy (M), Medak Dist.
2. The Asst. Divisional Engineer, Operation, TSSPDCL, Sangareddy, Medak District.
3. The Senior Accounts Officer, Operation, TSSPDCL, Sangareddy, Medak District.
4. The Divisional Engineer, Operation, TSSPDCL, Sangareddy, Medak District.
5. The Superintending Engineer, Operation, TSSPDCL, Medak Circle, Medak District.

Copy to:

6. The Chairman, C.G.R.F-1,(Rural), TSSPDCL, Door No. 8-3-167/14, GTS Colony, Vengalraonagar Colony, Erragadda, Hyderabad - 500 045.
7. The Secretary, APERC, 11-4-660, 5th Floor, Singareni Bhavan, Red Hills, Hyderabad - 500 004.