



**BEFORE THE VIDYUT OMBUDSMAN
Andhra Pradesh :: Hyderabad**

:: Present ::

N. Basavaiah, B.Sc, B.L.

Date: 29.03-2019

Appeal No. 13 of 2018

Between

Smt. B.Lakshmipathy, D.No.5/17, Yerraballi, Vankadarimadigapalli, Sambepalli (M), Kadapa District.

...Appellant/ Complainant

And

1. The AE/Operation/Sambepalli/APSPDCL/Kadapa District
2. The ADE/Operation/Rayachoty-Rural/APSPDCL/Kadapa District
3. The DE/Operation/Rayachoty/APSPDCL/Kadapa District

... Respondents

The above appeal filed has come up for final hearing before the Vidyut Ombudsman on 25 -03-2019 at Kadapa. The complainant, as well as the respondents, was present. Having considered the appeal, the oral and written submissions made by the complainant and the respondents present, the Vidyut Ombudsman passed the following:

ORDER

1. This appeal has been preferred by the appellant-complainant against the **order dated.11-06-2018 in C.G.NO:299/2017-18/Kadapa Circle**, passed by the **Forum for Redressal of Consumer Grievances in Southern Power Distribution Company of A.P Limited, Tirupati**, dismissing the complaint filed by the complainant in respect of her grievance against the erection of Distribution Transformer in front of her house.
- 2.The case of the complainant is that in-spite of her objection, the respondents got the distribution transformer erected in front of her house

in 2011, that the existence of the said transformer in front of her house endangers her life and the lives of her family members besides their cattle and that therefore, the above distribution transformer may be ordered to be shifted from the existing place to a safer place.

3. The second respondent filed his response stating that the DTR was erected on the road margin of Devapatla-Chinnabidiki Road under HVDS works at a distance of 50 feet from the residential house of the complainant in 2006 and that after the complainant getting her house re-modeled about 2 years back and forming a passage to her newly constructed house from the above road by the DTR, she got an application registered for shifting of the existing DTR to another place at free of cost. According to him, the above work cannot be done at free of cost and as such, he could not do anything in this matter.

4. No oral or documentary evidence was adduced by both parties before the Forum. The Forum, after considering the material available on record, dismissed the complaint by assigning reasons that the complainant had not paid the charges for shifting of service in advance as per the Clause 5.3.4 of the GTCS-2006 and that shifting the existing service is not free of cost. Not satisfied with the above order of the Forum, the complainant preferred this representation-appeal.

5. The son of the complainant submitted that they would not pay a single pie for shifting the transformer and filed a memo with the signature of her mother, the complainant, stating the above fact etc. I heard both sides and intended to take recourse to mediation.

6. I took recourse to mediation and both parties agreed for settlement. The respondents orally submitted that they would see the existing transformer in front of the house of the complainant is shifted to another safer and convenient place within 15 (fifteen days) from 25.3.2019 and filed a memo with the signatures of both parties stating to the above effect.

7. In view of the facts and circumstances of this case coupled with the above stated memo, there is no need to frame any point for consideration and decide this representation-appeal on merits.

8. In the result, I direct the respondents to see the existing transformer in front of the house of the complainant is shifted to another safer and convenient place before 15.4.2019, as per their undertaking given in the memo filed by them. The complainant is at liberty to approach this authority if the above work is not completed before the aforementioned date. The appeal- representation is thus disposed of without costs.

9. This order is corrected and signed on this 29th day of March, 2019.

10. A copy of this order is made available at
www.vidyutombudsman.ap.gov.in.

Sd/-N.BASAVIAH
VIDYUT OMBUDSMAN

1. Smt. B.Lakshmipathy, D.No.5/17, Yerraballi, Vankadarimadigapalli, Sambepalli (M), Kadapa District.
2. The Assistant Engineer, Operation, Sambepalli, APSPDCL, Kadapa District -
3. The Assistant Divisional Engineer, Operation, Rayachoty-Rural, APSPDCL, Kadapa District -
4. The Divisional Engineer, Operation, Rayachoty, APSPDCL, Kadapa District

Copy to:

5. The Chairman, C.G.R.F., APSPDCL,19/13/65/A, Srinivasapuram,

Near 132 kV Substation, Tiruchanoor Road, Tirupati - 517 503

6. The Secretary, APERC, 11-4-660, 4th Floor, Singareni Bhavan, Red Hills, Hyderabad - 500 004

VIDYUT OMBUDSMAN A.P.