



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

:: Present ::

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

Date: 06-12-2016

Appeal No. 10 of 2016



Between

Sri. Y. Sailaja, C/o, Y. Harinath, Jandrabilu, Chandramakulapalli-Post Office,  
Nimmanapalle, Chittoor District.

**...Appellant/ Complainant**

**And**

1. The AAO/ERO/APSPDCL/Madanapalle/Chittoor
2. The AE/Operation/APSPDCL/Nimmanapalle/Chittoor
3. The ADE/Operation/APSPDCL/Madanapalle/Chittoor
4. The DE/Operation/APSPDCL/Madanapalle/Chittoor

**... Respondents**

The above appeal filed on 20-05-2016 has come up for final hearing before the Vidyut Ombudsman on 29-11-2016 at Tirupati. The complainant, as well as the respondents 1 to 4 above was present. Having considered the appeal, the written and oral submissions made by the complainant and the respondents, the Vidyut Ombudsman passed the following:

**ORDER**

1. This appeal has been preferred by the appellant-complainant against the order dated. 13-04-2016 in C.G.NO:502/2015-16/Tirupati circle, passed by the *Forum for Redressal of Consumer Grievances in Southern Power Distribution Company of A.P Limited, Tirupati*, whereby and where-under the above Forum passed the order as follows:

“The complaint made by the complainant against the APSPDCL, staff is baseless as per the their statement that the complainant has registered the



lands at S.F.No.364-3 & 364-4 of Bandlapai Revenue Village in Nimmapalle (Mandal) on 19-09-2007 as noted from the enclosed copy of Registered deed, which is differing from the date of registration of LT application for Agriculture service by the complainant on 20-07-2004 and the case is accordingly disposed off.

2. The case of complainant is that in 2004, she obtained an agricultural electricity service connection No. 1187 in her name to irrigate her lands situated in S.Nos. 364/3 and 364/4 of Bandlapy village and that the respondents, without her knowledge or permission, changed the name of consumer of the above service connection from her name into the name of one Balaji, who has no land in that locality, by also changing the above service connection No. 1187 into service no. 332 and therefore, she prayed to re-alter the above service in her name.

3. The respondents denied the above case of the complainant and stated that somanapalli was bifurcated into two distributions namely 1. Somapalli and (2) Bandlapy distribution (New) and that in the bifurcation, S.C.No.1187 of Bandlapy was assigned a new service connection as S.C. No. 322 Bandlapy distribution.

4. The order of Forum does not disclose as to any documents being marked as exhibits. After considering the submissions made on behalf of both sides, the Forum disbelieved the case of the complainant and accepted the case of the respondents. Now, the complainant preferred this representation before this authority.

Heard both sides

5. The following point framed for consideration:

Whether the representation can be upheld?

6. No oral or documentary evidence is adduced by both sides before this authority.

**7. Point:** when the appellant/complainant was asked by me on 29.11.2016



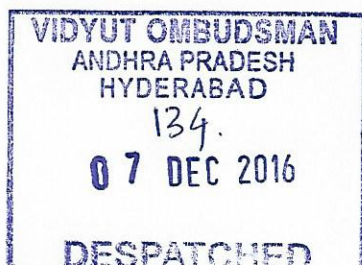


to produce any document to show that agriculture service connection no. 1187 was released in her name as stated by her in her complaint, she fairly submitted that agriculture service connection No. 1187 in her name as stated in the complainant was not released and filed a memo stating that the above fact stated in her complaint is incorrect. So, it is clear that the allegation in the complaint that the complainant obtained an agricultural electricity service Connection No. 1187 to irrigate her lands in S.No. 364/3 and 364/4 is false. So, it can be safely held that other allegation made by the complainant in her complaint that her name as the consumer of service connection No. 1187 was deleted and the name of one A. Balaji was inserted as against her name by changing the Service Connection Number from 1187 to 332, can also be held to be false. Therefore, the question of substituting the name of the complainant in the place of A Balaji with respect to the above agricultural service connection number 1187 or 332 of Bandlapy village does not arise. Even there is no material to say that the above service connection is in the land of the complainant in order to hold that the complainant is a consumer as per the definition defined under section.2 (15) of the Electricity Act, 2003. Therefore, I of the view that the grievance of the complainant is not genuine to redress it and that the representation of the complainant has no merit and cannot be upheld. This point is thus answered.

8. In result, I dismiss the representation / appeal confirming the order of the Forum. Considering the facts and circumstance of this case, I direct both parties to bear their respective costs.

9. This order is corrected and signed on this 6<sup>th</sup> day of December, 2016.

10. A digitally signed copy of this order is made available at  
[www.vidyutombudsman.ap.gov.in](http://www.vidyutombudsman.ap.gov.in).



*[Handwritten signature]*  
VIDYUT OMBUDSMAN  
6/12/16

**To**

1. Smt. Y. Sailaja, C/o, Harinath, Chandramakulapalli Post, Nimmanapalle, Chittoor District - 517 325
2. The Assistant Accounts Officer, ERO-Madanapalle, Chittoor District - 517 325
3. The Assistant Engineer, Operation, APSPDCL, Nimmanapalle, Chittoor District - 517 280
4. The Assistant Divisional Engineer, Operation, APSPDCL, Madanapalle, Chittoor District - 517 325
5. The Divisional Engineer, Operation, APSPDCL, Madanapalle, Madanapalle, Chittoor District - 517 325

**Copy to:**

6. The Chairman, C.G.R.F., APSPDCL, 19/13/65/A, Srinivasapuram, Near 132 KV Substation, Tiruchanoor Road, Tirupati - 517 503
7. The Secretary, APERC, 11-4-660, 4th Floor, Singareni Bhavan, Red Hills, Hyderabad - 500 004.