

BEFORE THE CONSUMER GRIEVANCES REDRESSAL FORUM
OF NORTHERN POWER DISTRIBUTION COMPANY OF A.P.
LIMITED: WARANGAL.

9th Day of September, 2010.

Present : Sri. T. Sadarlal : Chairman
Sri. M. Venkata Narayana : Member (Accounts)
Sri. K. Ramesh : Member (Legal)
Sri. A. Sudharshan Reddy : Co - Opted (Member)

C.G. No. 282/2010 of Warangal Circle

Between

Sri. G. Yellaiah
S/o. G. Gattaiah
H. No. 4 - 51,
S. C. No. 12701 - 1525
Raj Kumari Hotel
New Bus Stand Road
Station Ghanpur - Town
Warangal - Dist.

Complainant

AND

1. Assistant Engineer/Operation/Town/Ghanpur.
2. Assistant Divisional Engineer/Operation/Ghnapur.
3. Assistant Accounts Officer/ERO/Ghanpur.

Respondents

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Sri. G. Yellaia, S/o. G. Gattaiah, H. No. 4-51, Raj Kumari Hotel, New Bus Stand Road, Station Ghanpur - Town, Warangal-Dist., hereinafter called as the complainant in complaint received and registered on 16-08-10, under Clause 5(7) of APERC Regulation 1 of 2004 read with Section 42(5) of Electricity Act 2003, stated the following that :-

- i. he is a Resident of Station Ghanpur having S.C. No. 12701 - 1525, Cat- II, Village/Section Ghanpur.

Contd.2

- ii. he has received electricity bill pertaining to the month of 08/2010 indicating an amount of Rs. 3,200/- to be paid additionally in addition to the monthly C.C. charges to that month.
- iii. the above issue has brought to the notice of Assistant Engineer/Operation/Town/Ghanpur concerned by him for which, the Assistant Engineer/Operation/Town/Ghanpur, has intimated to him that the S.C. No. 12701-1525, Cat- II, has sanctioned load of 260 Watts, to change that for 1000 Watts, the consumer has to pay the amount. The Assistant Engineer / Operation/Town/Ghanpur has not checked that load pertaining to that service connection and without checking how far it is correct to serve the bill and how can the consumer pay that amount.
- iv. he is having a small tea stall with that service connection since 20 years with the 2 Nos. Lights, 2 Nos. Fans and 1 No. Television, the electricity supply for all these electrical components put together will not exceed the load of 260 Watts. He has stated that, since two years his business is also not so good.
- v. further he has stated that when he has taken electricity supply to this S.C. No. 12701-1525, Cat-II, as per the Tariff he has paid for the load 240 to 1000 Watts as the load charges for commercial purpose is applicable the same rate for 240 Watts to 1000 Watts.
- vi. whereas if the domestic purpose the tariff up to 240 Watts is separate and tariff above 240 Watts is separate. He has not changed his service connection from domestic to commercial if he has changed his service connection from domestic to commercial he can pay the additional amount towards additional load as per the electricity bill served by the electricity department.
- vii. he has taken service connection under Cat-II, only from the date of release i.e., 10.02.91 onwards he has not changed any category.
- viii. finally, he has requested the Forum to instruct the concerned authorities to waive the amount imposed in the month of 08/10 electricity bill i.e., an amount of Rs. 3,200/- towards additional load to this S.C. No. 12701-1525, Cat-II.

Contd.3

2. As a sequel to the above complaint, Assistant Engineer/Operation/Town/Ghanpur, Assistant Divisional Engineer/Operation/Ghanpur and Assistant Accounts Officer/ERO/Ghanpur, were directed to file their written submissions vide notice dated. 06.07.2010.

The Assistant Accounts Officer/ERO/Ghanpur, in his filings received on 24-08-2010, stated the following :-

- i. the S.C. No. 12701-1525 at Ghanpur is running under Cat-II from date of release i.e., 10-02-1991 with connected load of 260 Watts up to 2010. On routine inspection of Cat-II services in the month of 07/2010, the Assistant Engineer/Operation/Town/Ghanpur has furnished load particulars as 530 Watts vide D. No. 240/Dt. 30.07.10 and requested this Electricity Revenue Office to enhance load from 260 Watts to 1 KW by raising an amount of Rs. 2000-00 towards development charges and Rs. 1200 -00 as security deposit.
- ii. as per the letter of Assistant Engineer/Operation/ Town/Ghanpur, the demand was raised in the month of 08/2010. As per the representation of consumer he has met the Assistant Divisional Engineer/Operation/Ghanpur for clarification of enhancement of load even after explanation by the Assistant Divisional Engineer/Operation/Ghanpur the consumer has approached at your end.
- iii. again on 27.07.10 the Assistant Engineer/Operation/ Town/Ghanpur has inspected the same premises and found a connected load of 530 Watts which means the consumer is utilizing the load excess than that of sanctioned load.
- iv. Therefore the consumer has to pay the amount raised at Rs. 3,200/-.

The Assistant Divisional Engineer/Operation/Ghanpur, in his filings received on 24-08-2010, stated the following :-

- i. the S.C. No. 1525, Cat-II of Ghanpur-Village and Mandal was inspected by Sri. D. Naga Raju, Assistant Engineer/ Operation / Town/ Ghanpur on 26.07.10 along with departmental staff of

Contd.4

Sri. A. Narsimulu, Line Inspector/Operation/Ghanpur and found the consumer contracted load is 260 Watts but connected load is 530 Watts. Hence development charges case was booked for additional load.

- ii. as per inspection report of Assistant Engineer/Operation/ Town /Ghanpur, Assistant Divisional Engineer/Operation/ Ghanpur was issued the notice for development charges (Appendix-IX) on 27.07.10 with D. No. 888 and copy communicated to Assistant Accounts Officer/ERO/ Ghanpur.

Connected Load Particulars as follows :-

Tubes	- 4 Nos.	-	4*40 Watts	=	160 Watts
Fans	- 2 Nos.	-	2*60 Watts	=	120 Watts
Colour T.V.	- 1 No.	-	1*250 Watts	=	<u>250 Watts</u>
			Total Load	=	<u>530 Watts</u>
			Sanctioned Load	=	260 Watts
			Additional Load	=	270 Watts

- iii. therefore the consumer having un-authorized additional load and he has to pay the additional load charges Rs. 3,200-00.

The notice for development charges issued to the complainant by the Assistant Divisional Engineer/Construction & Operation/Ghanpur furnishing the details of load particulars and amounts to be paid by the complainant towards security deposit and development charges for regularizing the additional load consumed by the complainant vide Letter dated. 27.07.10 The details of notice furnished as under (Appendix-IX):-

1. **Inspection Undertaken :-**

Your S.C. No. 12701-1525, Cat-II, Village/Section Ghanpur was inspected on 26.07.10 at 14.00 hours by Sri. D. Naga Raju with designation Assistant Engineer/Operation/Town/Ghanpur.

2. **Incriminating Points Observed :-**

- a. The Contracted Load 260 Watts.
- b. The Contracted Load as per the inspection 530 Watts.

c. Excess of Contracted Load over the Contracted Load 270 Watts.

d. You are hereby requested to regularize the additional connected load duly paying the required service line charges, development charges and supervision charges amounting Rs. 2000-00 and security deposit Rs. 1200-00 within 30 days from the date of service of this notice.

3. For the regularization of the above additional load, you are requested to pay the following charges within 30 days.

Sl. No.	Particulars	Kilo Watts/ Amount	Section Office
1	Security Deposit	Per 1 KW = 1200-00	AAO/ERO/NPDCL/Ghanpur
2.	Development Charges	Per 1 KW = 2000-00	DE/OP/NPDCL/Jangoan

4. In case there is no representation from you within 30 days from the date of service of this order your service shall be disconnected immediately on expiry of the notice period and your service will remain under disconnection until the payments are received and additional load is regularized.

3. **Analysis of the Case :-**

The contents of the complainant is that an amount of Rs. 3,200/- was imposed in the month of 08/10 electricity bill issued by the department to him stating that his S.C. No. 12701-1525, Cat-II is having additional load instead of sanctioned load of 260 Watts. But the complainant version is he is having 2 Nos. Lights, 2 Nos. Fans and 1 No. Television, put altogether these electrical components his service load could not be the more to his sanctioned load. Hence the additional amount @ Rs. 3,200/- may be waived.

As per the field inspection made by the Assistant Engineer/Operation/Town/Ghanpur, the service connection is having more than sanctioned load of the complainant, the load particulars are as follows as per the report submitted by the Assistant Divisional Engineer/Construction & Operation/

Ghanpur vide his Lr. No. ADE/OP/GNP/CSC/D. No. 1029/10/Dt. 24.08.10, as follows :-

Connected Load Particulars as follows :-

Tubes	- 4 Nos.	-	4*40 Watts	=	160 Watts
Fans	- 2 Nos.	-	2*60 Watts	=	120 Watts
Colour T.V.	- 1 No.	-	1*250 Watts	=	<u>250 Watts</u>
			Total Load	=	<u>530 Watts</u>
			Sanctioned Load	=	260 Watts
			Additional Load	=	270 Watts

A notice was also issued to the complainant for payment of development charges/security deposit for an amount of Rs. 3,200/- within 30 days from the date of issue notice dated. 27.07.10 issued by the Assistant Divisional Engineer/Construction & Operation/Ghanpur. When it is enquired over phone with Assistant Accounts Officer/ERO/Ghanpur. On 02.09.2010 at 11.30 A.M., the complainant has not yet paid the above amount till that time. Though the prescribed time issued to him is already completed in the month of 08/2010.

The amount applicable for payment towards Category – II & VII up to 1000 Watts is as follows :-

Non-Domestic/Commercial and General Purpose : (Cat – II & VII)					
Up to 1000 Watts	Monthly	50	2000	800	2850
	Bi-monthly	50	2000	1200	3250

4. **ORDER :-**

The complainant is requested to pay an amount of Rs. 2,800/- along with 08/2010 C.C. bill as per the electricity bill served to him towards (Security deposit for Rs. 800/- and development charges for Rs. 2000/-) as per the rates applicable to him as his electricity bill payment mode pertains to

monthly as indicated in the above table. The rates are applicable for regularization of load up to 1000 Watts as the complainant is having the load of 530 Watts as per the report of Assistant Divisional Engineer/ Operation/Ghanpur which comes for sanction of up to 1000 Watts the same rate is applicable.

The respondents are directed to collect the amount of Rs. 2,800/- along with C.C bill for the month of 08/10 as per the electricity bill served towards security deposit and development charges from the complainant and regularize the load to his S.C. No. 12701 – 1525, Cat – II, Village/Section Ghanpur, and submit a compliance report to this Forum within 15 days from the date of receipt of this order.

5. If the complainant is aggrieved by the order of the forum he may represent to Vidyut Ombudsman, APERC, Singareni Bhavan, IVth Floor, Red Hills, Hyderabad-500 004, within (30) days of receipt of this order as specified in clause (9) of Regulation 1 of 2004 of A.P. Electricity Regulatory Commission of A.P.

Signed on 9th day of September, 2010.

Sd/-	Sd/-	Sd/-	Sd/-
K. RAMESH MEMBER (LEGAL)	M. VENKATANARAYANA MEMBER (ACCOUNTS)	A. SUDHARSHAN REDDY CO – OPTED (MEMBER)	T. SADARLAL CHAIRMAN

Endt. No./CM/C.G.R.F/NPDCL/C.G. No. 282/2010-1 Dt. 09.09.2010.

Copy to :

The Divisional Engineer/Operation/NPDCL/Jangoan.
The Superintending Engineer/Operation/NPDCL/Warangal.
The Chief Engineer/Zone/NPDCL/Warangal.
The General Manager (IT)/Corporate Office/NPDCL/Warangal.

(He is requested to place the order in the Company's Website).

Sri. Dr. A. Sudharshan Reddy, President, Centre for Environmental Studies,
H. No. 2-2-421, Kishanpura, Hanamkonda, Warangal-Dist.
The Stock file.

//FORWARDED BY ORDER //

**Member (Legal)
Consumer Grievances Redressal Forum.**

