



BEFORE THE VIDYUT OMBUDSMAN FOR THE STATE OF TELANGANA

First Floor 33/11 kV Substation, Beside Hyderabad Boat Club
Lumbini Park, Hyderabad - 500 063

**PRESENT : SRI MOHAMMAD NIZAMUDDIN
VIDYUT OMBUDSMAN**

MONDAY THE SIXTEENTH DAY OF JUNE
TWO THOUSAND AND TWENTY FIVE

Appeal No. 12 of 2025-26

Between

Smt. Thara Bai Jumidi, w/o. Gurudas Jumidi, H. No. 1-34/1, Laxmipur
Village, Sirpur Mandal, Kumaram Bheem Asifabad District - 504 207.

..... Appellant

AND

1. The Assistant Engineer/Operation/Sirpur Town - 9440814179
2. The Assistant Divisional Engineer/Operation/Kowtala - 8374679349
3. The Divisional Engineer/Operation/Kaghaznagar - 9440811678

.....Respondents

This appeal is coming on before me for final hearing on this day in the presence of Sri Mahender Jumidi, authorised representative of the appellant and Sri Irfan Ahmed - AE/OP/Sirpur Town and Sri J.Rajeshwar - ADE/OP/Kowtala for the respondents and having stood over for consideration, this Vidyut Ombudsman passed the following:-

AWARD

This appeal is preferred aggrieved by the
Award passed by the Consumer Grievances Redressal Forum -II, Nizamabad
(in short 'the Forum') of Telangana State Northern Power Distribution
Company Limited (in short 'TGNPDCL')
in C.G.No 489/2024-25 / Nizamabad dt.12.05.2025, disposing of the complaint

with specific directions to both parties herein.

CASE OF THE APPELLANT BEFORE THE FORUM

2. The case of the appellant is that the appellant has applied for new Service Connection for her agricultural land bearing Sy.No.69 /106, situated at Laxmipur Village(in short 'Subject Land'). Since the said Service Connection was not released she approached the learned Forum and prayed to direct the respondents to release the said Service Connection.

WRITTEN SUBMISSIONS OF THE RESPONDENTS

3. In the written replies filed by respondent Nos. 1 to 3 on 19.04.2025, 21.04.2025 and 22.04.2025 before the learned Forum, they have submitted that basing on the application of the appellant for release of four agricultural Service Connections, including the one of the appellant, respondent No.3 has sanctioned the estimation. An amount of Rs.68,130/- was paid by the consumers including the appellant. The work was assigned to one Mr.Jetty Anjaiah of Sirpur Town and six LT poles were erected by the said Anjaiah. At that time, the Forest officials came to the work spot and stopped the work and also instructed to remove the erected poles on the ground that the land in question comes under reserve forest. Therefore, the respondents have instructed the appellant and others to get proper clearance from the Forest authorities for execution of the work. Earlier obtaining 'C' Form from Forest officials was not mandatory. The 'C' Form submitted by the appellant pertains to a different location. A letter was addressed to the Forest Range

Officer in December 2024, requesting to arrange to conduct the joint inspection for 'C' Form attestation by the Forest authorities in respect of the appellant and three others.

AWARD OF THE FORUM

4. After considering the material on record and after hearing both sides, the learned Forum has directed the complainant to submit the No Objection Certificate from the Forest and Revenue departments for execution of the work. The respondents were directed to execute the work after clearance of the said departments etc.,

5. Aggrieved by the Award passed by the learned Forum, the present appeal is preferred, reiterating the contents of her complaint filed before the learned Forum. It is accordingly prayed to set aside the impugned Award and to direct the respondents to release the Service Connection to the agricultural land of the appellant in Sy.No.69/106.

WRITTEN SUBMISSION OF THE RESPONDENTS

6. No written reply was filed by the respondents.

ARGUMENTS

7. The appellant has argued that the respondents are not releasing the agriculture Service Connection to the land of the appellant who is the owner and possessor of the subject land and the respondents have been making unnecessary objections. It is accordingly prayed to direct the respondents to

release the new Service Connection in the name of the appellant by setting aside the impugned Award.

8. On the other hand, the respondents have supported the impugned Award and prayed to reject the appeal.

POINTS

9. The points that arise for consideration are:-

- i) Whether the appellant is entitled for release of new Service Connection for her agricultural land in Sy.No.69/106 in Laxmipur Village as prayed for?
- ii) Whether the impugned Award passed by the learned Forum is liable to be set aside? and
- iii) To what relief?

POINT No. (i) and (ii)

ADMITTED FACTS

10. It is an admitted fact that the appellant paid the required amount for release of agriculture Service Connection to her land bearing Sy.No.69/106 situated in Laxmipur Village along-with three others. It is also an admitted fact that so far the Service Connection was not released in favour of the appellant.

SETTLEMENT BY MUTUAL AGREEMENT

11. Both the parties have appeared before this Authority on different dates virtually and physically. Efforts were made to reach a settlement

between the parties through the process of conciliation and mediation. However, no settlement could be reached. The hearing, therefore, continued to provide reasonable opportunity to both the parties to put-forth their case and they were heard.

REASONS FOR DELAY IN DISPOSING OF THE APPEAL

12. The present appeal was filed on 03.06.2025. This appeal is being disposed of within the period of (60) days as required.

CRUX OF THE MATTER

13. The appellant requested the respondents for release of new agriculture Service Connection at her land bearing Sy.No.69/106 of Laxmipur Village. The material on record goes to show that the respondents have processed the application, estimation was sanctioned, work was also executed in part. At that stage it appears that the Forest officials have objected for erection of electricity poles etc., at the spot on the ground that the subject land belongs to the Forest department.

14. The appellant is relying on the documents like copies of pahanis to show that she is the owner and possessor of the subject land. It appears basing on such documents the respondents have processed the application of the appellant for release of new Service Connection and some poles were also erected but thereafter the respondents have stopped the work on the ground that the Forest Department is making objection to execute the work. The

respondents have also filed copies of letters addressed by the Forest Range Officer Sirpur Dt:03.01.2023 and 06.05.2025 to respondent No.1. The latest letter dt.06.05.2025 is shown as under:-

Filed by AE/Sirpur in hearing

**Government of Telangana
Forest Department**

From: Sri Md.Iqbal Hussain,
Forest Range Officer,
Sirpur.

To,
The Assistant Engineer,
Operation Section/TGNPDCL
Sirpur (T)

Rc.No. 47/SR/2025-26, Dt:06-05-2025

Sir,

Sub: - Forest Department – Certain information requested by your offices about the agriculture land associated with Smt.Jumidi Tarabai, W/o. Jumidi Gurudas at Sy.No.69/106 of Laxmipur Village where the borewell is digged- Clarification submission – Reg.

Ref: - 1) This office Rc No. 186/SPR/2020-21, Dt.03.01.2023.
2) Lr.No.AE/OP/ Sirpur-T/D.No 368/25, Dt.29.04.2025

With reference to the aforementioned communications, it has come to our notice that some farmers, who have been cultivating forest lands illegally for a long time and have been issued Lavani pattas, are now applying for electricity connections by erecting electric poles. Such connections pose a serious threat to wildlife in the area, as several incidents of illegal electrocution have resulted in both wildlife and human casualties.

In view of this, it is kindly requested that any such applications received for electricity connections in these areas be brought to our notice in advance, before the erection of electric poles, in order to safeguard the wildlife.

Further, with reference to the second cited communication, we would like to clarify that the borewell locations for which electrical connections have been applied, in the names of:

- Smt. Jumidi Tarabai, W/o Jumidi Gurudas, Sy. No. 69/106
- Smt. Dulam Posubai, W/o Naresh, Sy. No. 69/18/2
- Shri Karam Anjaiah, S/o Mallaiah, Sy. No. 69/86
- Shri Karam Lingaiah, S/o Bheemaiah, Sy. No. 69/117

are all situated within the boundaries of Reserved Forests in Laxmipur Village Siwar.

Therefore, it is further requested that prior information be provided to the concerned officers before the erection of any electric poles for which this office has issued No Objection Certificates (NOCs) for necessary field verification.

Yours faithfully,

Forest Range Officer,
Sirpur

06/05/25

Received by
Mehar (Jumidi)
13/06/2025
12:30pm

16 JUN 2025
16 JUN 2025
16 JUN 2025

The material referred to above, especially the letter cited supra, makes it very clear that though the respondents started executing the work it is the Forest officials who objected for completion of the work. At this stage it is necessary to refer to the relevant Clause of General Terms and Conditions of Supply (in short 'GTCS').

Clause 5.2.4 of GTCS reads as under:-

"Where the consumer's premises has no frontage on a street and the supply line from the company mains has to go upon, over or under the adjoining premises of any other person (and whether or not the adjoining Premises owned jointly by the consumer and such other person), the consumer shall arrange at his own expense for any necessary way-leave, licence or sanction. The Company shall not be bound to afford supply until the way-leave or sanction is granted. Any extra expenses incurred in placing the supply line in accordance with the terms of the way-leave, licence or sanction shall be borne by the consumer. In the event of the way-leave, licence or sanction being cancelled or withdrawn, the consumer shall, at his own cost, arrange for any diversion of the service line or the provision of any new service line thus rendered necessary."

The above Clause is in respect of any objection raised by a third party for executing the work of erection of poles etc.,. If any such person objects for execution of work, it is the consumer who has to settle such objections. It is not the duty of the respondents to address such grievances. In the instant case though it is not the objection like the one mentioned above, the Forest Department is claiming that the subject land is in the Reserve Forest area. That being the case the respondents cannot be found fault for not completing the work in the present case. In view of these factors, the appellant is not

entitled for release of new agriculture Service Connection for her land in Sy.No.69/106 in Laxmipur Village as prayed for. The learned Forum has discussed the issue properly and came to the correct conclusion. Accordingly, the impugned Award passed by the learned Forum is not liable to be set aside. These points are accordingly decided against the appellant and in favour of the respondents.

Point No.(iii)

15. In view of the findings of point Nos. (i) and (ii), the appeal is liable to be rejected.

RESULT

16. In the result, the appeal is rejected, confirming the impugned Award.

A copy of this Award is made available at <https://vidyutombudsman-tserc.gov.in>.

Typed to my dictation by Office Executive cum Computer Operator, corrected and pronounced by me on the 16th day of June 2025.

**Sd/-
Vidyut Ombudsman**

1. Smt. Thara Bai Jumidi, w/o Gurudas Jumidi, H. No. 1-34/1, Laxmipur Village, Sirpur Mandal, Komaram Bheem Asifabad District - 504 207.
2. The Assistant Engineer/Operation/Sirpur Town - 9440814179
3. The Assistant Divisional Engineer/Operation/Kowtala - 8374679349
4. The Divisional Engineer/Operation/Kaghaznagar - 9440811678.

Copy to

5. The Chairperson, CGRF-2, TGNPDCL, Power House Compound,
Heritage Building, Varni Road, Nizamabad - 503 201.

