



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**

WEDNESDAY THE TWENTY SEVENTH DAY OF SEPTEMBER
TWO THOUSAND AND TWENTY THREE

Appeal No. 31 of 2023-24

Between

M/s. Binjusaria Metal Box Co., H.No.19-2-239/14/B/IDA, Chandulal Baradari,
Hyderabad - 500 064, represented by Sri Sumeet Kumar Kedia.

.....Appellant

AND

1. The Assistant Engineer/Operation/Chandulal Baradari/TSSPDCL/Hyderabad.
2. The Assistant Divisional Engineer/Operation/Miralam/TSSPDCL/Hyderabad.
3. The Assistant Accounts Officer/ERO/Salarjung/TSSPDCL/Hyderabad.
4. The Divisional Engineer/Operation/Charminar/TSSPDCL/Hyderabad.
5. The Senior Accounts Officer/Operation/Hyderabad South Circle/ TSSPDCL/
Hyderabad.
6. The Superintending Engineer/OP/Hyderabad South Circle/TSSPDCL/
Hyderabad.

..... Respondents

This appeal is coming on before me for final hearing on 25.09.2023 in the presence of Sri Ravindra Prasad Srivastava, authorised representative of the appellant, Sri Venkatesh - ADE/OP/Miralam and Sri K. Chandra Sekhar Rao - JAO/Billing for the respondents and having stood over for consideration till this day, this Vidyut Ombudsman passed the following:-

AWARD

This appeal is preferred aggrieved by the Award passed by the Consumer Grievances Redressal Forum - (Greater Hyderabad Area), Hyderabad (in short 'the Forum') of Telangana State Southern Power Distribution Company Limited (in short 'TSSPDCL') in C.G.No 55/2023-24, dt. 05.07.2023, Hyderabad South Circle, rejecting the complaint.

2. The case of the appellant is that the respondents have released the following three Service Connections. The particulars of the said Service Connections are shown as under:-

Sl. No.	SC No.	Contracted load	Category	Name of the service	Purpose
1.	M3011474	74 HP	LT Cat-III (Industrial)	M/s. Sumeet Container	Printed Tin Container for coconut Oil
2.	M3001482	50 HP	LT Cat-III (Industrial)	M/s. Suri Industries	Printed Tin Container for coconut Oil
3.	M3003251	27 HP	LT Cat-III (Industrial)	D.N.Baxi, M/s. Suri Industries	Printed Tin Container for coconut Oil
Total load		151 HP			

Respondent No.2 issued a notice vide Lr.No. ADE/OP/Mir Alam Sub Division/D.No.2224/2022-23 dt.04.03.2023 (in short 'the impugned notice')

under Clause 3.5.3 of General Terms and Conditions of Supply (in short 'the GTCS'), on the ground that the multiple Service Connections existing in the single premises can be treated as a single service and charge the total consumption of all Service Connections at the appropriate tariff applicable for a single Service Connection. Further he asked to switchover to HT Category-I as the load is 151 HP as per the Clause 3.5.4 of GTCS.

3. The three Service Connections referred to above pertaining to three different consumers used for different purposes and also located at different premises. It was accordingly prayed to set aside the impugned notice and to grant any other relief.

WRITTEN SUBMISSIONS OF THE RESPONDENTS

4. In the written reply submitted by respondent No.2, it is stated that he has inspected the premises on 04.03.2023. According to him, the three Service Connections referred to above pertain to the same family members, Service Connection No. M3003251 is being used for printing on sheet products which is for tin box manufacturing. Service Connection No. M301482 is being used for cutting of raw material i.e. metal sheet cutting of tin boxes. Service Connection No. M3011474 is being used for manufacturing the end product of a printed tin container (box) of coconut oil. Further all the three services are feeding supply through three CT meter services. The three

multiple services are treated as single service for billing as per Clause 3.5.3 of GTCS. Under Clause 3.5.4 of GTCS, the consumer has to submit an application under clubbing of the said services for preparation of HT metering estimate as the total load is above 50 HP.

AWARD OF THE FORUM

5. After considering the material on record and after hearing both sides, the learned Forum has rejected the complaint.

6. Aggrieved by the Award passed by the learned Forum, the present appeal is preferred, the appellant has reiterated its case as projected before the learned Forum. Therefore it is prayed to set aside the impugned notice and Award and also to direct the respondents not to disconnect the power supply to these industries.

WRITTEN SUBMISSION OF RESPONDENTS

7. In the written reply and additional written reply filed by respondent No.2, he has reiterated his written submissions made before the learned Forum.

8. In the rejoinder filed by the appellant, the contents of the grounds of the appeal were reiterated.

ARGUMENTS

9. Heard both sides. During the course of arguments it is submitted by both the parties that two Service Connections referred to above were dismantled and merged and clubbed with Service Connection No. M3011474 and now the respondents are issuing the electricity bill in LT Category.

POINTS

10. The points that arise for consideration are:-

- i) Whether in view of the clubbing of the two services to main service connection and issuing the bill in LT Category, the appeal is liable to be closed? and
- ii) To what relief?

POINT No. (i)

ADMITTED FACTS

11. It is an admitted fact that there are three Service Connections involved in this case, which are as under:-

Sl. No.	SC No.	Contracted load	Category	Name of the service	Purpose
1.	M3011474	74 HP	LT Cat-III (Industrial)	M/s. Sumeet Container	Printed Tin Container for coconut Oil
2.	M3001482	50 HP	LT Cat-III (Industrial)	M/s. Suri Industries	Printed Tin Container for coconut Oil
3.	M3003251	27 HP	LT Cat-III (Industrial)	D.N.Baxi, M/s. Suri Industries	Printed Tin Container for coconut Oil

SETTLEMENT BY MUTUAL AGREEMENT

12. Both the parties have appeared before this Authority on different dates. 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

13. The present appeal was filed on 11.09.2023. This appeal is being disposed of within the period of (60) days as required.

CRUX OF THE MATTER

14. At present, as submitted by both parties, the two Service Connections Nos. M3003251 and M3001482 were clubbed in main Service Connection No.M3001474. It is also submitted that the respondents are issuing regular monthly electricity bills in LT Category only. In view of these factors, I hold that the appeal is liable to be closed. This point is answered accordingly.

POINT No. (ii)

15. In view of the findings on point Nos. (i), the appeal is liable to be closed.

RESULT

16. In the result, the appeal is closed.

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 27th day of September 2023.

**Sd/-
Vidyut Ombudsman**

1. M/s. Binjusaria Metal Box Co., H.No.19-2-239/14/B/IDA, Chandulal Baradari, Hyderabad - 500 064, represented by Sri Sumeet Kumar Kedia.
2. The Assistant Engineer/Operation/Attapur/TSSPDCL/Hyderabad.
3. The Assistant Divisional Engineer/Operation/Miralam/TSSPDCL/Hyderabad.
4. The Assistant Accounts Officer/ERO/Salarjung/TSSPDCL/Hyderabad.
5. The Divisional Engineer/Operation/Charminar/TSSPDCL/Hyderabad.
6. The Senior Accounts Officer/Operation/Hyderabad South Circle/ TSSPDCL/ Hyderabad.
7. The Superintending Engineer/OP/Hyderabad South Circle/TSSPDCL/ Hyderabad.

Copy to

8. The Chairperson, Consumer Grievances Redressal Forum of TSSPDCL- Greater Hyderabad Area, Door No.8-3-167/E/1, Central Power Training Institute (CPTI) Premises, TSSPDCL, GTS Colony, Vengal Rao Nagar, Erragadda, Hyderabad - 45.