

BEFORE THE CONSUMER GRIEVANCES REDRESSAL FORUM
(Under the Electricity Act, 2003)
PUDUCHERRY

PRESENT:

THIRU T. GOPALAKRISHNAN, B.E.,
CHAIRMAN

THIRU A.S. JITENDRA RAO, B. Tech., M.B.A.,
LICENSEE MEMBER

THIRU R. KRISHNAMURTHY, B.Com., LLB., PGDFL.,
JERC NOMINATED MEMBER

WEDNESDAY, THE 1ST DAY OF MARCH 2023

CONSUMER CASE No. 8/2023

S. Murugaiyan,
No.3, Annai Gracy Nagar,
First Cross, Nethaji Nagar-West,
Ammal Chatiram, Neravy Post,
Karaikal 609602

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Complainant

Vs.

- 1) The Executive Engineer,
Electricity Department,
Karaikal.
- 2) The Assistant Engineer -Town-I,
Electricity Department,
Karaikal.
- 3) The Junior Engineer – TR Pattinam,
Electricity Department,
Karaikal.

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Respondents

This case in CC No.8/2023 came up before this Forum for final hearing on 22.02.2023. After hearing both sides and having stood over till this date for consideration, this Forum has delivered the following

The case of the complainant is as follows.

1. A Complaint was received from S. Murugaiyan during the public hearing held by this Forum at Karaikal on 19.01.2023. In the complaint, the Complainant had stated that at Tamil Nadu area adjoining UT of Puducherry there are three poles located in his plot. He had requested to shift the poles. The Department had asked to deposit Rs.3,20,000/- for shifting of pole. These poles are hindering house construction in his plot. Since he is aggrieved, he has prayed this Forum to issue necessary directions to the Respondents to shift the pole away from his plot along the fencing of his property. Hence the complaint.

2. The complaint has been registered as C.C. No.08/2023 and copy of the complaint was handed over to the Executive Engineer – Karaikal for giving reply by 30.01.2023. Reply received from Respondent No.2 on 03.02.2023 and the same was communicated to the Complainant and the case was posted for hearing on 22.02.2023.

3. In the reply filed by the Second Respondent i.e. Assistant Engineer – Town I, Karaikal, on behalf of himself and for Respondent No.1 and 3, had stated that estimate has been prepared for an amount of Rs.3,20,000/- to shift the RCC pole and HT line to the adjacent road and intimation has also been sent on 01/09/2022 as a tentative estimate has been prepared for Rs.3,20,000/- to shift the RCC pole and HT line and the Complainant was requested to pay the supervision charges and carry out the works at his own cost. Further action will be taken after receiving concurrence letter and payment of necessary charges as per the Regulation 5.29(1) of Chapter 5 of JERC Supply Code Regulations 2018. No reply has been received so far. Whereas now as per the revised cost data the above estimate cost has escalated to Rs.3,50,998/- (Supervising charges Rs.4,861/- and applicable GST Rs.875/-

4. The hearing was held on 22.02.2023 at Karaikal. Both the Complainant and the Respondents were present. During the hearing the Complainant stated that he is not in a position to incur this amount and requested to view sympathetically. The Complainant stated that long back HT link feeder from Tamil Nadu distribution network was erected and after re-organization, some improvement work had been carried out and existing poles are dismantled and erected along road side for easy maintenance at its own cost. The Forum directed the Respondent to follow uniform yardsticks for shifting of poles of the HT line erected long back in private property and re-examine the issue. Therefore this Forum is inclined to pass this Interim Order.

INTERIM ORDER

i. As discussed above, the Respondents are directed to file additional Affidavit and action proposed to be taken by the Department on the complaint within 15 days from the date of this Order. On receipt of the additional Affidavit, this Forum will have another hearing, if necessary or pass final orders on the complaint.

Dated at Puducherry on this the 1st day of March, 2023

Sd/-
(R. KRISHNAMURTHY)
JERC NOMINATED MEMBER

Sd/-
(A.S. JITENDRA RAO)
LICENSEE MEMBER

Sd/-
(T. GOPALAKRISHNAN)
CHAIRMAN