

THE STATE ELECTRICITY OMBUDSMAN
Charangattu Bhavan, Building No.34/895, Mamangalam-Anchumana Road,
Edappally, Kochi-682 024
www.keralaeo.org Ph: 0484 2346488, Mob: 91 9539913269
Email:ombudsman.electricity@gmail.com

APPEAL PETITION No. P/007/2018
(Present: A.S. Dasappan)
Dated: 23rd April 2018

Appellant : Smt. P.S. Sindhu
Sree Parameswaram,
Perukavu P.O., Thiruvananthapuram

Respondent : The Assistant Executive Engineer,
Electrical Sub Division,
KSE Board Limited, Peyad,
Thiruvananthapuram

ORDER

Background of the Case

The grievance of the appellant is against the erection of a transformer in front of her property and a stay in the property by the respondent without any consent. She alleges that her neighbour's ill motive is behind this action. Aggrieved by this, the appellant filed a petition before the CGRF, Kottarakkara, which was disposed of with a direction to remove the previously erected HT stay from the petitioner's property, if feasible vide order No. OP/520/ 2017 dated 21-12-2017. The Forum also held that the transformer was erected under voltage improvement scheme and the shifting of the transformer is not feasible. Not satisfied with the order of the Forum, the appellant approached this Authority with this appeal.

Arguments of the appellant:

A petition had been filed before Consumer Grievance Redressal Forum, Kottarakkara for shifting the transformer installed in front of her landed property by KSEB and two number stays provided in the property without her permission to the nearby Panchayath land as the transformer and stays create obstruction for the entry to the property. The CGRF conducted hearing on 08-12-2017 and issued order to remove the previously erected stay from the

appellant's property, if possible. As such it is requested to shift the transformer and the second stay set to the nearby Panchayath land as both were erected without the permission of the Panchayath and the appellant.

Arguments of the respondent:

The transformer mentioned in the appeal petition was installed for improving voltage in Thakidiyil Moolathopu and Vattavila area coming under the sub division, after getting a complaint of low voltage from "Thakidiyil Residents' Association" on 20-05-2017. A transformer having 100 kVA capacity was erected outside the property of the appellant by converting the existing HT single pole having stay set to double pole. One more stay was provided in the property of the appellant for the transformer and later the said stay was removed. The 11 kV line, poles and transformer are situated in the side of the Panchayath road, not entered to the property of the appellant and not in front of the gate. The respondent has not received any complaint from the public for the erection of the transformer. The shifting of the transformer is not practical either technically or economically. The existing stay in the property cannot be avoided.

Analysis and Findings: -

The Hearing of the case was conducted on 26-02-2018 in the Court Hall of CGRF, Kottarakkara. Sri Mukundan Nair represented the appellant and argued the case on the lines stated above. Sri M.G. Winstan, Assistant Engineer in charge of Electrical Sub Division, Peyad represented for the respondent's side.

On perusing the Appeal Petition, the counter of the Respondent, the documents submitted, arguments during the hearing and considering the facts and circumstances of the case, this Authority comes to the following findings and conclusions leading to the decisions there of.

On going through the details of the case, it can be seen that the transformer was erected in the panchayath road in front of a portion of the appellant's property. The respondent has stated that the 11 kV line, poles and transformer are situated in the side of the Panchayath road, not entered to the property of the appellant and not in front of the gate of the appellant and the same not caused hindrance to the appellant. It is pertinent to note that the location once fixed and shifted to other location, due to the objection of a single person, there is every chance of further objections from the public. The respondent erected a new stay in the roadside and ready to shift the existing stay in the property closer to the compound wall under deposit work.

A proposal for a new transformer or enhancing the existing transformer is usually made for the voltage improvement work. In order to redress the grievances of consumers at Thakidiyal area regarding voltage problems, installation of a transformer is found necessary and no doubt that the same is to be erected at the technically and feasibly suitable location. If the existing stay is creating any inconvenience to the appellant, the stay in the property shall be shifted closer to the compound wall as suggested by respondent.

Decision:

In view of the above discussions, the existing stay in the property of the appellant shall be made closer to the compound wall as proposed by the respondent, at KSEBL's cost. Having concluded and decided as above, it is ordered accordingly. No order on costs.

ELECTRICITY OMBUDSMAN

P/007/2018/ _____ Dated: _____

Delivered to:

1. Smt. P.S. Sindhu, Sree Parameswaram, Perukavu P.O.,
Thiruvananthapuram
2. The Assistant Executive Engineer, Electrical Sub Division, KSE Board
Limited, Peyad, Thiruvananthapuram

Copy to:

1. The Secretary, Kerala State Electricity Regulatory Commission, KPFC
Bhavanam, Vellayambalam, Thiruvananthapuram-10.
2. The Secretary, KSE Board Limited, Vydhyuthibhavanam, Pattom,
Thiruvananthapuram-4.
3. The Chairperson, Consumer Grievance Redressal Forum,
Vydhyuthibhavanam, KSE Board Ltd, Kottarakkara - 691 506.