

[3332]

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
(SPECIAL ORIGINAL JURISDICTION)

TUESDAY, THE SECOND DAY OF MAY
TWO THOUSAND AND TWENTY THREE

:PRESENT:

THE HONOURABLE SRI JUSTICE RAVI CHEEMALAPATI
IA NO.1 OF 2023

IN

WRIT PETITION NO: 11429 OF 2023



Between:

BSLN ISPAT, Having its manufacturing unit at Plot No. 239-245, Growth Centre, Thumkunta Industrial Area, Hindupur, Anantapur District, Rep. by its Legal Heir Ms Parul Kansaria D/o Late Mahabir Prasad, Aged about 30 years, Residing at 11186, Prestige Shantiniketan, ITPL Main Road, Whitefield, Bangalore - 560048
With service connection bearing No. ATP - 653.

Petitioner

AND

1. Southern Power Distribution Company of Andhra Pradesh Ltd, represented by its Chairman and Managing Director, 19-13-65/A Srinivasapuram Tiruchanoor Road Tirupathi.
2. The Superintendent Engineer, Operation Circle, Southern Power Distribution Company of Andhra Pradesh Ltd, Anantapuram.
3. The Senior Accounts Officer, Operation Circle, Southern Power Distribution Company of Andhra Pradesh Ltd, Anantapuram District.
4. Chief General Manager (Finance), Southern Power Distribution Company of Andhra Pradesh Ltd, Anantapuram District.
5. Chief General Manager (Rev. and IA (FAC), Southern Power Distribution Company of Andhra Pradesh Ltd, Anantapuram District.
6. The State of Andhra Pradesh, Rep. by its Principal Secretary, Energy Infrastructure and Investment Department Secretariat, Velagapudi, Amaravati, Guntur District.

Respondents

Counsel for the Petitioner : M/s. JYOTHI RATNA ANUMOLU
Counsel for the Respondent Nos.1 to 5 : SRI V.R.REDDY KOVURI
Counsel for the Respondent No.6 : GP FOR ENERGY

Petition under Section 151 of CPC is filed praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased prayed that this Hon'ble Court may be pleased to direct the Respondents to consider the representation dated 02.01.2021, 20.06.2022, 25.06.2022 and 02.03.2023 submitted by the Petitioner to the 1st Respondent Pending disposal of WP No. 11429 of 2023, on the file of the High Court.

The court while directing issue of notice to the Respondents herein to show cause as to why this application should not be complied with, made the following order. (The receipt of this order will be deemed to be the receipt of notice in the case). The Court made the following

ORDER:

"The short grievance of the petitioner is that in spite of series of representations made to respondent No.1, requesting to refund or adjust the amount paid towards CC charges for the months of June and July 2020, the same was not considered by respondent authorities so far, as such, the present Writ petition has been filed.

Heard Ms.Jyothi Anumolu, learned counsel for the petitioner and Sri V.R.Reddy Kovuri, learned standing counsel for respondent Nos.1 to 5.

Learned counsel for the petitioner contended that it was suffice for the time being, if a direction is given to respondent No.1 to consider and pass appropriate orders on the representation so made by the petitioner dated 02.03.2023, pending Writ Petition.

On the other hand, learned standing counsel for the respondents, on instructions, submitted that the representations so made by the petitioner have been received by the authorities and would pass orders in the meantime in accordance with law.

Taking the submissions of both the learned counsel into consideration and in view of the facts and circumstances of the case, this Court is inclined to pass the following order:

Respondent Nos.2 and 3 are hereby directed to consider the representation of the petitioner dated 02.03.2023 and pass a reasoned order, after given an opportunity of personal hearing to the petitioner, within a period of four (4) weeks from the date of receipt of a copy of this order and communicate the same to the petitioner."

//TRUE COPY//

Sd/- K. KASIRAO ACHARI
ASSISTANT REGISTRAR

SECTION OFFICER

To,

1. The Chairman and Managing Director, Southern Power Distribution Company of Andhra Pradesh Ltd, 19-13-65/A Srinivasapuram Tiruchanoor Road Tirupathi.

2. The Superintendent Engineer, Operation Circle, Southern Power Distribution Company of Andhra Pradesh Ltd, Anantapuram.
3. The Senior Accounts Officer, Operation Circle, Southern Power Distribution Company of Andhra Pradesh Ltd, Anantapuram District.
4. The Chief General Manager (Finance), Southern Power Distribution Company of Andhra Pradesh Ltd, Anantapuram District.
5. The Chief General Manager (Rev. and IA (FAC), Southern Power Distribution Company of Andhra Pradesh Ltd, Anantapuram District.
6. The Principal Secretary, Energy Infrastructure and Investment Department, State of Andhra Pradesh, Secretariat, Velagapudi, Amaravati, Guntur District.
- (Addresses 1 to 6 by RPAD)**
7. One CC to SRI. JYOTHI RATNA ANUMOLU Advocate [OPUC]
8. One CC to SRI. V.R.REDDY KOVURI, Andhra Pradesh Southern Power Distribution Company Limited. [OPUC]
9. Two CCs to GP FOR ENERGY, High Court of Andhra Pradesh. [OUT]
- 10. One spare copy**

ER



HIGH COURT

RCJ

DATED:02/05/2023

POST ON 22.06.2023

ORDER

IA NO.1 OF 2023

IN

WP.No.11429 of 2023

DIRECTION

