

HIGH COURT OF ANDHRA PRADESH AT AMARAVATHI

MAIN CASE No.W.P.No.32342 of 2025

PROCEEDING SHEET

Sl. No	DATE	ORDER	Office Note
01.	20.11.2025	<u>GRKP, J</u> Heard Sri K. Gani Reddy, learned Counsel for the Writ Petitioner and Sri Y. Nagendra, learned Counsel representing Sri V.V. Sathish, learned Standing Counsel for APEPDCL. 2. The grievance of the Writ Petitioner is that the power connection to her house has been disconnected on 18.11.2025 by serving a Notice one day before i.e., on 17.11.2025 without giving any time for the Writ Petitioner to present her case. 3. It is submitted by the learned Counsel for the Writ Petitioner that there have been civil disputes between the Writ Petitioner and one Sri Govindaraju. The Writ Petitioner filed O.S.No.548/2019 against Sri Govindaraju and two others seeking Permanent Injunction. During the pendency of the said Suit, as a counterblast, Sri Govindaraju has filed O.S.No.464/2022 seeking declaration of title and for recovery of possession of the Suit Schedule	

		Property therein. It is further submitted that Sri Govindaraju has approached the Consumer Grievance Redressal Forum of APEPDCL, Visakhapatnam <i>vide</i> Proceeding bearing C.G.No.873/2025. The said Consumer Grievance Redressal Forum, <i>vide</i> Order dated 05.11.2025, had noted that there is dispute regarding the land between the Complainant and Respondent No.4 therein (Respondent No.4 is the present Writ Petitioner). The said Consumer Grievance Redressal Forum has also taken into consideration the F.I.R.No.234/2024 dated 04.07.2024 filed against the Writ Petitioner and two others by the Complainant/Sri Govindaraju and had held that the case, <i>prima facie</i>, is in favour of the Complainant and directed that service connection be removed. It transpires that there is no reference to the pendency of the civil Suits between the Writ Petitioner and Sri Govindaraju in the Order passed by the Consumer Grievance Redressal Forum dated 05.11.2025. 4. Learned Counsel for the Writ Petitioner has drawn the attention of this Court to the photograph (Ex.P.6) and the monthly running electricity bill of the Writ Petitioner (Ex.P.5). Learned Counsel for the Writ Petitioner submits that the disconnection of the electricity is	
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		causing great inconvenience to the Writ Petitioner and her family. 5. This Court has considered the Order passed by the Consumer Grievance Redressal Forum dated 05.11.2025 in C.G.No.873/2025. This Court has also noted the contents of the Affidavit filed in support of this Writ Petition (paras 5 & 6) wherein, it has been stated that there are civil disputes pending as regards the land. The nature of the civil disputes indicate that the Petitioner filed O.S.No.548/2019 seeking Permanent Injunction against Sri Govindaraju. The nature of the Suit filed by Sri Govindaraju bearing O.S.No.464/2022 bear significance inasmuch as the said Suit is filed seeking not only declaration of title but also seeking recovery of possession from the Petitioner. This itself would clearly indicate that the Writ Petitioner is in possession of the disputed property and that the Writ Petitioner has constructed the house and the Petitioner's family is now residing in the said house. 6. Since this is essentially a civil dispute, <i>prima facie</i>, it appears to this Court that the Consumer Grievance Redressal Forum ought not to have entertained the Complaint from Sri Govindaraju during the pendency of the civil proceedings.	
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		7. In this view of the matter, the Order passed by the Consumer Grievance Redressal Forum, Visakhapatnam dated 05.11.2025 shall stand suspended. The consequent Order dated 17.11.2025 (Ex.P.1), which is impugned herein, shall also remain suspended. 8. The Respondents are directed to restore the electricity within twelve (12) hours. 9. Learned Counsel for the Writ Petitioner is directed to file an Application for impleading Sri Govindaraju as Respondent No.8. He shall also place on record the other pleadings in both the Suits. Writ Petitioner shall file an additional Affidavit as regards the status of both the Suits bearing O.S.Nos.548/2019 and 464/2022. 10. Sri Y. Nagendra, learned Counsel representing Sri V.V. Sathish, learned Standing Counsel for APEPDCL, is directed to convey the gist of this Order to the Respondents forthwith for effective compliance. 11. List on 05.12.2025. _____ GRKP, J Note: Issue C.C today, B/o, Vns	
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