

STATE ELECTRICITY OMBUDSMAN

THAANATH BUILDING CLUB JUNCTION POOKKATTUPADI ROAD
EDAPPALLY TOLL KOCHI 682024

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REPRESENTATION No: P13/08

Appellant:

Sri V .SOUMIANDRANA THAN,
Vellamvelli House,
POOKKODE (Po),PATHAYAKKUNNU (Via) 670691
Kannur Dt

Respondent:

Kerala State Electricity Board
Represented by
The Assistant Engineer ,
Electrical Section,
KSEB,PATTIAM,PATHAYAKKUNNU (Po)
THALASSERY 670691

ORDER

Sri V.Soumiandranathan, Pookkode, Kannur Dt has submitted an Appeal Petition dated 7th June 2008 against the order no 80/CGRF/Comp/611 dated 25.102007 of CGRF Kozhiokide. The Appellant had sought the following relief from the Ombudsman:

- 1. To modify the order passed by CGRF to pay compensation for the loss sustained by the Appellant*
- 2. To direct the authorities concerned to execute the order passed by CGRF*

Counter statement from the respondents were called for and the same was forwarded to the Appellant. The Appellant on being called for a personal hearing informed that he is not in apposition to attend the hearing and requested to decide the case on the basis of the documents submitted. Hence the hearing posted was cancelled.

1. The grievance of the Appellant as explained in the various documents made available is as given below: His house is situated by the side of Pookode-Panoor Road under Electrical Section Pattiam. The Road is State highway. During January 2007 a culvert and drains on the road near to his house was

reconstructed by PWD. During this work the base of rail pole (PP37) was concreted and consequent to this work the Pole tilted towards his compound. Consequent to this the HT and LT lines were passing through his compound since the line alignments are at an angle there. The respondents shifted the HT line by installing a side arm .No changes are made for LT lines. The CGRF on his petition directed that the respondents shall maintain the lines as per standards with proper periodic maintenance and that for shifting of lines the Petitioner has to approach ADM Kannur. The Appellant pleads for modification of the order *CGRF* to pay compensation for the loss sustained by the Appellant .The Appellant has also stated that he has not quantified the amount of compensation .

2. The Respondent KSEB has admitted that the HT/LT Rail pole has tilted slightly to wards the compound of the Appellant .The LT lines could not be shifted to road side since they may not be able to maintain standard clearance in the State High way. The only option is to straighten the Rail pole by breaking the Base Concrete and replant the pole properly. They had approached PWD and the AEE PWD Thalassery vide the letter dated 7.7.2008 has informed that during the shifting of the electric pole to normal position the damage if any may be borne by KSEB or cost of rectification should be remitted to PWD. Based on this KSEB them selves can do the work of breaking the concrete base, straightening the pole and reconstructing the base and drainage portion.
3. Under the above circumstances it is felt that the grievance of the Appellant can be settled by repositioning the Rail Pole to the original position by breaking and redoing the concrete base.

Regarding the claim for compensation it is seen that the Appellant has not put up any details of losses actually incurred by him nor has the compensation claim quantified in any documents. The Appellant himself has stated that he had not quantified the amount of compensation in any of his earlier correspondence. As such the claim for compensation cannot be considered.

4. After carefully examining all the evidences, documents and communications furnished by the Appellant and Respondent on the matter and considering the facts and circumstances of the case the Appeal Representation is hereby disposed off with the following orders :

- i. The Respondent KSEB shall carry out the work of repositioning and straightening the Pole No PP37 HT/LT RailPole at their own cost by charging the expenses to O&M .The work shall be completed within Three Months.*
- ii. The plea of the appellant for compensation is dismissed.*
- iii. No order on costs.*

Dated this 5th September 2008

P.Parameswaran
Electricity Ombudsman

No P13/08/ 53/Dated 08.09.2008

Forwarded to:

1. Sri V.SOUMIANDRANA THAN,
Vellamvelli House,
POOKKODE (Po),PA THA Y AKKUNNU (Via) 670691
Kannur Dt
2. The Assistant Engineer ,
Electrical Section,
KSEB,PA TTIAM,PA THA Y AKKUNNU (Po)
THALASSERY 670691

Copy to:

- i. The Secretary ,KSE Board,
VaidyuthiBhavanam ,Thiruvananthapuram 695004
- ii. The Chairman
Consumer Grievance Redressal Forum
KSE Board VaidyuthiBhavanam
Gandhi Road KOZHIKODE
- iii. The Chairman
Consumer Grievance Redressal Forum
KSE Board Vaidyuthi Bhavanam
KOTTARAKKARA
- iv. The Chairman
Consumer Grievance Redressal Forum
KSE Board Power House buildings
Power House Road ERNAKULAM