APHC010075262014

**IN THE HIGH COURT OF ANDHRA PRADESH**
**AT AMARAVATI**
**(Special Original Jurisdiction)**

FRIDAY, THE 30th DAY OF OCTOBER 2026

**PRESENT**

**THE HONOURABLE SRI JUSTICE VENKATESWARLU NIMMAGADDA**

**WRIT PETITION NO: 21235 OF 2014**

**Between:**

1. K.SIVA PRASAD, S/o Seetharamaiah, Aged 57 years, Occ: Business, R/o M.N.V. Palem Village & Post, Chinaganjam Mandal, Prakasam District.

**...Petitioner**

**AND**

1. THE GOVT OF AP REP BY ITS PRL SECRETARY AND 9 OTHERS, Rep by its Principal Secretary Power & Energy Department, Secretariat, Hyderabad.

2. The Central Power Distribution Company of, Andhra Pradesh Limited, rep by its Managing Director Vidyut Soudha, Hyderabad.

3. The Assistant Account Officer ERO APSPDCL, Vetapalem, Prakasam District.

4. The Assistant Engineer operation APSPDCL, Chinaganjam, Prakasa District.

5. The Assistant Divisional Engineer Operation, APSPDCL, Vetapalem, Prakasam District,

6. The Divisional Engineer M P APSPDCL, Vetapalem, Prakasam District,

7. The Divisional Engineer Operation APSPDCL, Chirala, Prakasam District.

8. The Superintending Engineer Operation, APSPDCL, Ongole, Prakasam District.

9. The Forum for Redressal of Consumer, Grievances, Of APSPDCL, Tirupathi, Chittoor District.

10. The Vidyut Ombudsmman, 0/o APERC, 5th Floor, Singareni Bhavan, Red Hills, Hyderabad.

**...Respondents**

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to issue Writ Order or Direction more particularly one in the nature of Writ of Mandamus, declaring the orders passed by the 10th Respondent in Appeal No. 66/2013 dt. 5-7-2014 by modifying the orders dt. 30-5-2013 in C.G.No.329/2012-13 passed by the 9th Respondent by upholding the 5th Respondent assessment notice dt. 17-122012 in relation to electricity meter SC.No. 602 at MNV Palem of Chinagunjam Section, Prakasam District as illegal, arbitrary, contrary to the General Terms and conditions of the 2nd Respondent and contrary to the Electricity Act, 2003 and consequently set aside the same and pass such other order or orders as this Hon' ble Court may deems fit and proper in the circumstances of the case

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Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to grant stay of all further proceedings by virtue of the orders in Appeal 66/2013 dt. 5-7-2014 passed by the 10th Respondent, pending disposal of the Writ Petition and to pass such order, or orders as this lion' ble Court deems fit and proper in the circumstances of the case.

**Counsel for the Petitioner: T RAJINIKANTH REDDY**

**Counsel for the Respondents: GP FOR ENERGY (AP) Counsel for the Respondents:JAGARLAMUDI KOTESWARI DEVI Counsel for the Respondents:V V SATISH**

**The Court made the following order:**

**THE HONOURABLE SRI JUSTICE VENKATESWARLU NIMMAGADDA**

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**ORDER:**

Heard learned counsel for the petitioner and learned Standing Counsel for the respondents.

2. Learned counsel for the petitioner submits that the present writ petition is filed declaring the orders passed by the 10th Respondent in Appeal No.66/2013 dated.05.07.2014 by modifying the orders dated.30.05.2013 in C.G.No.329/2012-13 passed by the 9th Respondent by upholding the 5th Respondent assessment notice dt.17.12.2012 in relation to electricity meter SC.No.602 at MNV Palem of Chinagunjam Section, Prakasam District as illegal and arbitrary, contrary to the General Terms and Conditions of Supply and also contrary to the Electricity Act, 2003.

3. On the other hand, learned Standing Counsel for the respondents submits that pending the Writ Petition, the service connection of the petitioner was dismantled and bill stopped in the year 2023 itself. Part of the CC bills out of the demanded bills were recovered from the petitioner but still there are arrears of Rs.9,88,655/- to be payable by the petitioner. She further submits that the said amount to be recovered from the petitioner in accordance with law.

4. Considering the submissions made by both the learned counsel and on perusal of the material placed on record, it is observed that the electricity service connection in respect of petitioner's property was dismantled, pending the writ

petition. It is further observed that the subject electricity service connection cannot be restored unless the dues were cleared by the petitioner. Moreover, as per Condition No.5.9.4 of GTCS, once the service connection was dismantled, the petitioner even after clearing all the dues, he shall have to make an application afresh seeking electricity service connection afresh to the authorities concerned. Since there are pending dues to be payable by the petitioner, the respondents are at liberty to proceed further to recover the same, in accordance with law.

5. Accordingly, the present Writ Petition is disposed of. There shall be no order as to costs.

As a sequel miscellaneous application, pending, if any, shall also stand closed.

**VENKATESWARLU NIMMAGADDA, J**

30.10.2026
*BSP/TPS*

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## HON'BLE SRI JUSTICE VENKATESWARLU NIMMAGADDA

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30.10.2026
*BSP/TPS*