Date of reserved for orders :
Date of pronouncement :
Date of uploading :

APHC010390232026

IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATI **[3329]**
(Special Original Jurisdiction)

FRIDAY, THE 20th DAY OF NOVEMBER 2026

PRESENT

THE HONOURABLE SRI JUSTICE VENKATESWARLU NIMMAGADDA

WRIT PETITION NO: 21189/2026

Between:

1. NURUPARTHI PRADEEP KUMAR, S/O NURUPARTHI SANGEETHA RAO, AGED ABOUT 44 YEARS, OCC ADVOCATE CLERK, R/O. PLOT NO.34, JANAPALLI VILLAGE, M.S.N. NAGAR, AMALAPURAM, DR. B.R.AMBEDKAR KONASEEMA DISTRICT, ANDHRA PRADESH.

...PETITIONER

AND

1. THE STATE OF ANDHRA PRADESH, REP. BY ITS PRINCIPAL SECRETARY, ENERGY DEPARTMENT,SECRETARIAT BUILDINGS, VELAGAPUDI, AMARAVATHI, GUNTUR DISTRICT, ANDHRA PRADESH-522238

2. THE EASTERN POWER DISTRIBUTION OF COMPANY LIMITED, ANDHRA PRADESH, REP. BY ITS MANAGING DIRECTOR, P AND T COLONY, SEETHAMMADHARA, VISAKHAPATNAM, VISAKHAPATNAM DISTRICT- 530001

3. THE EXECUTIVE ENGINEER, .APEPDCL, OPERATION SECTION, AMALAPURAM, DR.B.R.AMBEDKAR KONASEEMA DISTRICT-533201

4. THE ASSISTANT ENGINEER, APEPDCL, OPERATION SECTION, KAMANAGARUVU, AMALAPURAM, DR.B.R.AMBEDKAR KONASEEMA DISTRICT- 533213

5. THE JANUPALLI GRAM PANCHAYAT, REP.BY ITS PANCHAYAT SECRETARY, JANUPALLI, AMALAPURAM MANDAL, DR.B.R.AMBEDKAR KONASEEMA DISTRICT.- 533201

...RESPONDENT(S):

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 toissue an appropriate writ, or order or direction, more particular, one in the nature of Writ of Mandamus by declaring the action of the respondent No.4 in issuance of impugned Letter vide Lr. No. AEE/08/KAM/D.No.239/2026, dated 25.06.2026 issued by the 4th respondent with respect to the application for supply of domestic electricity service connection for plot no.34, M.S.N.Nagar, Janupalli Village on the ground of mandatory ownership documents/court order application made by the petitioner under NSCREG3953437 dated 22.06.2026 as it is illegal, arbitrary and violation of section 43 of Electricity Act 2003 and also settled principles laid down by this Hon'ble court and also against the principles of natural justice and also violation of Articles 14, 19, 21 and 300-A of the Constitution of India and consequently direct the 4threspondent to issue domestic electricity service connection to the petitioner house situated in plot no.34 of MSN Nagar, Janupalli Village, Amalapuram Mandal, Dr.B.R.Ambedkar Konaseema District and other reliefs

IA NO: 1 OF 2026

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 irect the respondent No.4 to provide the electricity connection vide application NSCREG3953437 dated 22.06.2026 forthwith to the petitioner situated in plot no.34, MSN Nagar, Janpalli Village, Amalapuram Mandal, Dr B.R.Ambedkar Konaseema District pending disposal of the above writ petition pending disposal of the above writ petitio

Counsel for the Petitioner:

1. DASARI S V V S V PRASAD

Counsel for the Respondent(S):

1. GP FOR ENERGY
2. V V SATISH (SC for APEPDCL)

The Court made the following:

THE HON'BLE SRI JUSTICE VENKATESWARLU NIMMAGADDA

WRIT PETITION No.21189 OF 2026

ORDER:

1. This writ petition is filed under Article 226 of the Constitution of India, claiming the following relief:

> "To issue Writ of Mandamus by declaring the action of the respondent No.4 in issuance of impugned Letter vide Lr. No. AEE/08/KAM/D.No.239/2026, dated 25.06.2026 issued by the 4th respondent with respect to the application for supply of domestic electricity service connection for plot no.34, M.S.N.Nagar, Janupalli Village on the ground of mandatory ownership documents/court order application made by the petitioner under NSCREG3953437 dated 22.06.2026 as it is illegal, arbitrary and violation of section 43 of Electricity Act 2003 and also settled principles laid down by this Hon'ble court and also against the principles of natural justice and also violation of Articles 14, 19, 21 and 300-A of the Constitution of India and consequently direct the 4threspondent to issue domestic electricity service connection to the petitioner house situated in plot no.34 of MSN Nagar, Janupalli Village, Amalapuram Mandal, Dr.B.R.Ambedkar Konaseema District"

2. The claim of the petitioner in the writ petition is that, Respondent No.4 issued letter dated 25.06.2026, directing the petitioner to submit required documents for granting electricity service connection as contemplated under Section 43 of the Electricity Act, 2003. The petitioner herein submitted residential certificate issued by the President of the colony with a request to provide service connection, but not submitted any other proof to prove his possession over the subject property. Since the petitioner has been in

possession and enjoyment over the subject property, the petitioner is entitled to have service connection in his favour as per Section 43 of the Electricity Act, 2003.

3. On the other hand, learned Standing Counsel for APEPDCL furnished written instructions dated 31.07.2026 issued by the Assistant Executive Engineer, Operation Section, Karmanagaruvu, stating as follows:

> *"Accordingly, the petitioner was informed to submit the prescribed documents required for processing the application. The action of this respondent was purely in compliance with the statutory provisions and the applicable regulations governing release of new service connections. The application was not rejected arbitrarily or with any malafide intention, but only because the mandatory documentary requirements were not fulfilled.*
>
> *It is respectfully submitted that this respondent has acted strictly in accordance with the Electricity Act, 2003, the APERC General Terms and Conditions of Supply, and the applicable departmental instructions. Hence, the allegations made by the petitioner are denied as being incorrect and devoid of merit."*

4. The learned Standing Counsel further submits that the petitioner has neither furnished the required documents nor established his possession over the subject property. It is contended that, in terms of the provisions of the APERC General Terms and Conditions of Supply, the petitioner is required to produce certain prescribed documents for obtaining a service connection. He

also submits that, upon submission of requisite documents, the petitioner would be provided with service connection forthwith.

4. Heard Sri Dasari S.V.V.S.V. Prasad, learned counsel for the petitioner; Sri V.V. Satish, learned Standing Counsel for APEPDCL and perused the material available on record.

5. In view of the above circumstances, this Writ Petition is disposed of with the following directions:

(i) The petitioner shall furnish the requisite documents, in terms of Clause 5 of the APERC General Terms and Conditions of Supply, to establish either his title or possession over the subject property, to the concerned respondents, within a period of four (04) weeks or even thereafter as per availability of documents in view of orders of this Court.

(ii) Upon receipt of such documents, the respondents shall examine the same in accordance with the applicable provisions of law and the relevant regulations and, if the documents are found to be satisfactory and the petitioner is otherwise eligible, take necessary steps to grant the electricity service connection to the subject property within a further period of three (3) weeks from the date of submission of such documents.

(iii) It is made clear that the respondents shall not reject the petitioner's request arbitrarily and shall pass speaking orders on the basis of the documents furnished by the petitioner, in accordance with law.

6. Consequently, Miscellaneous Petitions, if any, pending in this Writ Petition shall stand closed.

VENKATESWARLU NIMMAGADDA, J

Date: 20.11.2026

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THE HONOURABLE SRI JUSTICE VENKATESWARLU NIMMAGADDA

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Date:20.11.2026

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