

## THE ELECTRICITY OMBUDSMAN, UTTARAKHAND

Shri Ramanand Maithani  
S/o Late Shri Madanlal Maithani  
Deepnagar, Ajabpur Kalan  
Near Water Tank, Dehradun,  
Uttarakhand

Vs

Executive Engineer,  
Electricity Distribution Division (Central),  
Uttarakhand Power Corporation Ltd.  
18, EC Road, Dehradun, Uttarakhand

Representation No. 18/2018

### **Order**

Date: - 20.06.2018

The petitioner, Shri Ramanand Maithani has filed this petition against the order dated 26.04.2018 of the Consumer Grievance Redressal Forum, Gahrwal zone (hereinafter referred to as Forum) in complaint no. 1/2018. Since the order of the Forum dated 31.01.2018 in his complaint no. 180/2017, according to him had not been complied with, he sought the intervention of the Forum once again, through his application 02.04.2018 which was disposed of by the Forum vide their order dated 26.04.2018. Accordingly the representation is against the order dated 26.04.2018 whereby Forum have held that their earlier order dated 31.01.2018 has been complied with. The petitioner has claimed that the old pole is grazing the parapet wall of his house and needs to be removed while the supply box must be shifted to the new pole. He has also requested that the angle installed on the old pole should be transferred to the new pole so that there is no threat to life and property from the flow of electric current through the wall and there is no damage caused to the wall.

2. In the order of the Forum dated 31.01.2018 it has been observed that a site inspection report was obtained dated 11.01.2018 revealed that a pole has existed on site even prior to the house of the petitioner being constructed. Respondent UPCL have stated that the AC SR conductor has been changed to ABC cable hence no danger and the pole cannot be shifted due to technical reasons. After hearing both parties Forum

directed that it will be appropriate if the opposite party on their own expense and without any delay strengthen the pole and straighten it so that there is no damage or danger of damage to the petitioner's house.

3. Respondent in their written statement dated 21.05.2018 have asserted that a cement pole has existed outside the house of the petitioner long before his house was constructed. LT line network on AB cable has been installed on that pole which is essential for maintaining proper supply in the area. Strengthening of such pole is taken up by the respondent from time to time in the interest of maintaining supply of electricity as well as to safeguard against any mishap. Strengthening work had already been taken up in the said area prior to January 2018. Straightening of this bent pole had been taken up after the order dated 31.01.2018 of the Forum, by installing an additional steel pole. Photographic evidence of this strengthening were shown to the Forum at the time of the hearing and the Forum was satisfied with the action taken. However, petitioner for unknown reasons still wants to get the pole which has now been strengthened relocated to another point in the vicinity. Forum have pronounced a judicious order which does not bear any interference.
4. Parties have been heard and the record including the photographs of the pole and the strengthened pole have been examined. Petitioner has changed his request in the appeal from that which he had been pursuing before the Forum. His request before the Forum was to strengthen the pole which was bending dangerously over his parapet wall and damaging his house. Remedial action for strengthening the pole has been taken by the respondent as directed by the Forum in their order dated 31.01.2018. Compliance of that order has also been examined and found satisfactory by the Forum vide their order dated 26.04.2018. Petitioner has now come with a fresh request for shifting the pole and shift the supply box to a new pole. The initial complaint for strengthening of the pole has been complied with. Technically respondent have expressed inability to shift the pole or even the supply box which has been in existence before petitioner's house came up. The pole is not located in personal property of the petitioner and neither is the pole in any way threatening the life or property of the petitioner. Respondent have undertaken that with the strengthening of the pole and replacement of LT line by ABC cable there is no threat of any damage or electrical accident. Respondent are fully cognizant of their responsibility in this

matter. Petition as framed is not maintainable. Forum order dated 31.01.2018 is upheld. The finding of the Forum in their order dated 26.04.2018 is confirmed.

Dated: 20.06.2018

(Vibha Puri Das)  
Ombudsman