IN THE HIGH COURT FOR THE STATE OF TELANGANA

AT HYDERABAD

W P. No. 6042 of 2021

Between:

1. Asra Housing

Rep by Syed Sardar S/o Syed Khasim aged about 58 years Occ Business R/o Adityanagar Toll Chowki Hyderabad

2. M D Ahmed

S/o M D Tajuddin Aged about 47 years Occ Business R/o H No 318/1 Peddapalli Karimnagar District

3. Imran Ahmed Shareef

S/o Moin Ahmed Shareef Aged about 30 years Occ Business R/o H N0 169457/A/3 Old Malakpet Hyderabad

4. Syed Akram Hussain

S/o Syed Wajid Hussain Aged about 30 years Occ Business R/o H no 1812419/C1901 BlockC Near Harmain Masjid Hafez Bab Nagar Bandlaguda Hyderabad

5. Mohd Abdul Raheem

S/o Late Mohd Abdul Aziz Aged about 33 years Occ Business R/o H no 195482/A/1 Najam Nagar Kishan Bagh Bashadurpura Hyderabad

6. Gorige Kishtaiah

S/o Late Mallaiah Aged about 42 years occ Business R/ o H No 4387/2 Anmagal Hayathnagar Village Hyathnagar Revenue Mandal Ranga Reddy District

7. Gorige Suresh

S/o Late Mallaiah Aged about 38 years Occ Business R/o H No 438712 Anmagal Hayathnagar Village Hyathnagar Revenue Mandal Ranga Reddy District

… Petitioners

AND

1. The State of Telangana

Rep by its Principal Secretary Energy Department Secretariat Building Secretariat Hyderabad

2. The Managing DirectorcumChairman

Telangana Southern Power Distribution Company Ltd TSPDCL Somajiguda Hyderabad

3. The Chief Vigilance Officer

Telangana Southern Power Distribution Company Ltd TSPDCL Office of Mint Compound Hyderabad

4. The Superintendent Engineer

Telangana Southern Power Distribution Company Ltd TSPDCL Ranga Reddy District

5. The Assistant Engineer

Telangana Southern Power Distribution Company Ltd TSPDCL Hayathnagar Mandal Ranga Reddy District

6. H Lakshman lzrail

S/o not known Aged about 40 years Occ RealEstate R/o H No 41124 Ambedkar Colony Anmagal Village Hayathnagar Mandal Ranga Reddy District

7. R Chandraiah

S/o not known to the petitioner aged about 37 years R/o Plot No 301 Ambedkar Colony Anmagal Village Hayathnagar Mandal Ranga Reddy District

8. B Nagaraju

S/o not known to the petitioner Aged about 43 years R/o H No 412124 Ambedkar Colony Anmagal Village Hayathnagar Mandal Ranga Reddy District

9. Laxman

S/o not known to the petitioner Aged about 45 years R/o Plot No 301 Ambedkar Colony Anmagal Village Hayathnagar Mandal Ranga Reddy District

10. ayarani Srinivas

S/o not known to the petitioner Aged about 44 years R/o Ambedkar Colony Anmagal Village Hayathnagar Mandal Ranga Reddy District

11. Renuka

D/o not known to the petitioner Aged about 44 years R/o Ambedkar Colony Sudheer Kumar Colony Village Hayathnagar Mandal Ranga Reddy District

12. Uppala Laxmi

W/o not known to the petitioner Aged about 40 years R/o Sudheeer Kumar Colony Anmagal Village Hayathnagar Mandal Ranga Reddy District

13. Bal Raju

S/o not known to the petitioner Aged about 47 years R/o Ambedkar Colony Anmagal Village Hayathnagar Mandal Ranga Reddy District

…Respondents

COUNTER AFFIDAVIT FILED BY RESPONDENT NO.S 2 TO 5

I, S/o , Age: Years, Occupation: do here by solemnly affirm and state on oath as follows:

I am working as and well acquainted with the facts of the case and I am authorized to swear this affidavit on behalf of Respondents.

1. It is submitted that, the Respondents are not aware about the ownership of the petitioners. The 1st petitioner claims to have executive a General Power of Attoryney in favour of Petitioners 2 to 5. The 1st petitioner is put to strict proofs of his ownership and right owner the land admeasuring Ac 0.24 Guntas in survey no.64 Anmagal Village, Hayathnagar Mandal, Rangareddy District, as the 1st Petitioner has never made any complainants/  
representations earlier in respect of service connections issued in the name of the Respondents 6 to 13.

2. It is submitted that, the Respondents 6 to 13 were provided service connections from the year 2006 onwards, the details and the date of issue of the service connection as under:

|  |  |  |  |
| --- | --- | --- | --- |
| **Sr.No.** | **Service Number** | **Name of the Consumer** | **Date of Release** |
| 1. | 623400492 | H.LAKSHMAN - R1 | 22-05-2010 |
| 2. | 623400606 | R.CHANDRAIAH - R2 | 07-06-2011 |
| 3. | 623400755 | B.NAGARAJU - R3 | 23-08-2014 |
| 4. | 623400553 | K.LAXMAN - R4 | 15-02-2011 |
| 5. | 623401188 | K.JAYA - R5 | 19-09-2020 |
| 6. | 623401063 | M.RENUKA - R6 | 04-10-2018 |
| 7. | 623500348 | UPPU LAXMI - R7 | 08-07-2009 |
| 8. | 623500219 | V.BALRAJ -R8 | 01-05-2006 |

3. It is submitted that, the service connections were provided as the Respondents 6 to 13 have constructed houses long back and are residing in the same. The RDO, Ibrahimpatnam is supposed have conducted Panchanama on 25-01-2018 and by the said date most of the connections have been released. No notice was issued by the Revenue Divisional Officer to these Respondents to be present during the inspection of the land and no directions have been issued by the Revenue Authorities in respect of the service connections.

4. It is submitted that, the allegations of the Petitioners that, these Respondents have colluded with the Respondents 6 to 13 is false and the same is denied. These Respondents provided the service connections more than 15 years back.

5. It is submitted that, the Petitioners may approach appropriate Civil Courts in respect any litigations between them and the Respondents 6 to 13. The service connections have been provided as applications made by the Respondents 6 to 13 or as per the Electricity Act, 2003 and The General Terms and Conditions of supply.

It is submitted that all the allegations made by the petitioner that are not specifically dealt with herein are denied and the petitioner is put to strict proof of the same.

It is therefore prayed that this Honorable Court may pleased be to dismiss the writ petition with costs in the interest of Justice.

Sworn and signed before me DEPONENT

On this day of June, 2021

At Hyderabad

Advocate: Hyderabad

VERIFICATION

I S/o , Age: Years, Occupation: , do hereby verify and declare that the facts stated in the above paragraphs of the affidavit are true to my personal knowledge, belief, information and also legal advise from my counsel.

Hence verified on this the day of June, 2021 at Hyderabad.

DEPONENT

Counsel for the Respondent