IN THE HIGH COURT FOR THE STATE OF TELANGANA

AT HYDERABAD

W P. No. 6411 of 2021

Between:

M/s. GAR Corporation Private Limited  
Laxmi Cyber Centre 82682 Road No 12 Banjara Hills Hyderabad 500 034 Represented by its Director Mr N Srinivas

… Petitioner

AND

1. The State of Telangana  
represented by Principal Secretary Municipal Administration and Urban DevelopmentMA and UD Secretariat Hyderabad

2. Greater Hyderabad Municipal Corporation  
CC Complex Tank Bund Road Lower Tank Bund Hyderabad 0 599 063 Represented by its Commissioner

3. Assist City Planner  
Circle18 Jubilee Hills Khairtabad Zone Greater Hyderabad Municipal Corporation

4. Southern Power Distribution Company of Telangana Limited  
6150 Mint Compound Hyderabad 500 063 Represented by its Chairman

5. Superintending Engineer  
Operations Sub Divisions TSSPDCL Banjara Hills Hyderabad

6. Assistant Divisional Engineer  
Operations Sub Divisions TSSPDCL Banjara Hills Hyderabad

…Respondents

COUNTER AFFIDAVIT FILED BY RESPONDENT No. 6

I K. Ramakrishna Reddy, S/o. Veera Reddy , Aged about 53Yrs, Occ: Assistant Divisional Engineer, Operations, Banjara Hills, Hyderabad, TSSPDCL do hereby solemnly affirm and state on oath as follows:

I am working as Assistant Divisional Engineer, Operations, Banjara Hills, Hyderabad, TSSPDCL and as such I am well acquainted with the facts of the case and authorized to swear this affidavit on behalf of 4th & 5th Respondents.

1. It is submitted that the Greater Hyderabad Municipal Corporation has addressed a letter dated 15-09-2020 to the South Circle, Khairtabad requesting the Superintending Engineer, TSSPDCL not to provide electricity connections to the Transformer installed on the footpath by the petitioner and if the power is already provided to disconnect the same and report the action taken. As the service connection falls within the jurisdiction of Banjara Hills circle, the staff in the Banjara hills circle was not aware of the said letter issued by the GHMC. Hence, the transformer was charged on 20-01-2021

2. It is submitted that the Assistant Divisional Engineer, operation has addressed a letter dated 02-02-2021 to the petitioner directing them to shift the transformer from the footpath within seven days failing which disconnection shall be effected to the transformer. The petitioner submitted a letter dated 15-02-2021 stating that the transformer is located within their premises and as already 30 residential flats are occupied the power supply should not be disconnected.

3. These respondents addressed another letter dated 23-02-2021 requesting them to shift the transformer inside their premises or provide a clearance letter issued by GHMC stating that the transformer is within your premises. The petitioner has addressed a letter dated 06-03-2021 to extend the time and not to disconnect the power supply.

4. It is submitted that the Honorable Court by order dated 16-03-2021 in WP. No. 6411 of 2021 has directed the Respondents not to take any coercive steps against the petitioner and in view of the said orders the power supply has not been disconnected.

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 March, 2021

At Hyderabad

Advocate: Hyderabad

VERIFICATION

I K. Ramakrishna Reddy, S/o. Veera Reddy , Aged about 53Yrs, Occ: Assistant Divisional Engineer, Operations, Banjara Hills, Hyderabad, TSSPDCL 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 March, 2021 at Hyderabad.

DEPONENT

Counsel for the Respondent