THE HON'BLE SRI JUSTICE VENKATESWARLU NIMMAGADDA

WRIT PETITION NO.15728 OF 2026

ORDER:

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

> "to issue Writ of Mandamus declaring the action of respondents particularly the respondents 4 and 5 in threatening to disconnect power supply bearing Service Connection No.144121031001950 to the house admeasuring 1451/4 sq yards covered by D.No.822 in R.S No.2611 situated at Balabhadrapuram Village, Biccavole Mandal, Prakasam District as illegal irregular irrational without any authority of law and violative of Articles 14 and 21 of the Constitution of India and consequently direct the respondents not to disconnect the power supply given to the aforesaid house property."

2. During hearing, Sri Navuluri Krishna Sai, learned counsel for the petitioners, without touching the merits of the case, requested this Court to issue a direction to the respondents not to disconnect the power supply to the 144121031001950 to the house admeasuring 1451/4 sq yards covered by D.No.822 in R.S No.2611 situated at Balabhadrapuram Village, Biccavole Mandal, Prakasam District, without following due process of law.

3. Learned Assistant Government Pleader for Energy has drawn attention of this Court to Clause 5.2.3 of Power Distribution Company of A.P. Ltd., General Terms and Conditions of Supply

Clause 5.2.3 issued in Proceedings No.Secy/01/2006 dated 06.01.2006 and would contend that an applicant who is not the owner of the premises and occupies the premises and intending to avail supply, shall submit an Indemnity Bond drawn by the owner of the premises in favour of the company whereby the owner of the premises undertakes to indemnify the company for any loss caused to the company by the applicant who is the tenant/occupant of the premises arising out of the release of service to the tenant/occupant, otherwise he shall be required to pay three times the normal security deposit apart from providing proof of his being in lawful occupation of the premises.

4. Learned Assistant Government Pleader for Energy further submits that the respondents, being statutory authorities under the Electricity Act, 2003 and the rules and regulations framed thereunder, shall not take any adverse action against the petitioner except in accordance with law and, if disconnection of power supply becomes necessary, the respondents shall follow the prescribed statutory procedure, including issuance of notice and affording an opportunity of hearing, if required.

5. In view of the submission of the learned Assistant Government Pleader for Energy that the respondents shall adhere

to the procedure prescribed under the Electricity Act, 2003 and the applicable rules and regulations before taking any action affecting the petitioners service connection, and without expressing any opinion on the merits of the rival claims, this Writ Petition is disposed of recording the said submission. It is made clear that any action, including disconnection of power supply, if warranted, shall be taken only in accordance with law and after following the prescribed procedure. No costs.

6. The miscellaneous petitions pending, if any, shall also stand closed.

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JUSTICE VENKATESWARLU NIMMAGADDA

Date: 17.06.2026

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