BEFORE THE LOK AYUKTA CONSTITUTED UNDER SECTION 4 OF THE KERALA LOK AYUKTAACT 1999 (ACT 8 OF 1999)

Complaint No: of 2010-2011

Between

A.B. (Add name and address): SUBHASH.S {Complainant}

GALLERY

POUNDKADAVU VALIYAVELI-PO TRIVANDRUM-695021 Tele: 0471-2414880

And

C.D. (Add name, official designation

(if any) and address): ASST. ENGINEER {Respondent}

ELECTRICAL SECTION KSEB, KULATHOOR TRIVANDRUM

Name of the Complainant : SUBHASH.S
 Father's or Husband's name : SUNDARESAN.N

3. (a) Age: 50 YEARS

(b) Occupation: EX-AIR FORCE

(c) Whether the complainant is a public servant or a service association

or a Trade Union:

4. Permanent Address: SUBHASH.S

(a) Name : GALLERY
(b) House Number : TC-81/1192

(c) Street/ Road : POUNDKADAVU

(d) Village/ Ward: ATTIPRA / POUNDKADAVU

(e) Post Office : VALIYAVELI-PO

(f) Taluk: THIRUVANANTHAPURAM

(g) District: TRIVANDRUM

 Nature, description and particulars including the approximate date or period of the action alleged to have been committed, in respect of allegations/ grievances are made in

the complaint : <u>CORRUPTION</u>

This is regarding an illegal electricity connection with Consumer No. 7132, Tariff Category-VI A, under the Electrical Section, KSEB, Kulathoor, Trivandrum.

On 08.01.2010, I have submitted an application under RTI Act-2005 to PIO, Electrical Section, KSEB, Kulathoor, Trivandrum, to gather information about the electricity connection No. 7132 given to an illegal building (illegal guru mandiram) on the Govt. land with Sy No. 168/2.

Along with the application, I have enclosed the RTI Act-2005 information from the Attipra Village Officer, Trivandrum, 6/09, Dated 05.12.2009 stating that, the land with Sy No. 168/2, Poundkadavu, Attipra Village, Trivandrum belongs to the Government.

The RTI Act information received from PIO, Electrical Section, KSEB, Kulathoor, Trivandrum, RIA/PIO/KLR/2009-10/217 Dated 25.1.2010, revealed that, the name of the consumer is Sri. K.Prasannan and he has not submitted the necessary Ownership Certificate along with the Application form, in accordance with the Indian Electricity Rule Schedule VI-(5).

Considering my RTI Act application, a notice was served to the consumer, from the Electrical Section, KSEB, Kulathoor asking to produce the Ownership Certificate before 22.2.2010, to avoid disconnection.

But the consumer failed to produce Ownership Certificate and the illegal connection was disconnected on 05.03.2010.

The information from the IO, Corporation Zonal Office, Kulathoor, Trivandrum, 2AE/1657/10, Dated 18.05.2010 states that, the building was constructed without the permission of the Corporation and Ownership Certificate was not issued.

With the help of some corrupt KSEB officers, the connection was reconnected again after 45 days on 19.4.2010.

The RTI Act information from Deputy Chief Engineer, Electrical Circle, Trivandrum (Urban), DB3/RIA/10-11/255 Dated 14.07.2010, And Executive Engineer & PIO, Electrical Division, Kazhakuttom, Trivandrum, RIA/PIO/KZM-Dvn/10-11/342, Dated 19.05.2010 clearly states that, the AE, Electrical Section, KSEB, Kulathoor, Phone: 9446008707 is the officer who is to issue order for disconnecting an illegal electricity connection, under Electrical Section, KSEB, Kulathoor.

And on 22.2.2011, I have asked the Asst. Engineer, Electrical Section, KSEB, Kulathoor, Trivandrum to take action against this illegal connection, but he was insisting me for a written complaint with the intention of creating a controversy.

This connection is misused to make public nuisance with loudspeakers during unwanted petty programs organized by an anti social gang, without possessing Mike order from Police. And a criminal case CC 753/07 is progressing before the JFMC II, Trivandrum against the gang in connection with the intentional public nuisance with loudspeakers.

From the above facts, requesting a legal action against the Asst. Engineer, Electrical Section, KSEB, Kulathoor, Trivandrum for immediate and permanent disconnection of the illegal Electricity Connection of Consumer No. 7132, Tariff Category-VI A, given to an illegal building on the Government land, Sy No. 168/2 in Poundkadavu, Attipra Village, Trivandrum under the Electrical Section, KSEB, Kulathoor, Trivandrum.

6. Name and address of other persons (if any) who have knowledge about the facts relating to the complaint

whom the complainant would like to be summoned by the Lok Ayukta/ Upa Lok Ayukta:

7. Documents attached to the complaint: Copies of:-

1) RTI Act Information from the Attipra Village Officer, Trivandrum, 6/09, Dated 05.12.2009.

N/A

2) RTI Act Information from the IO, Corporation Zonal Office, Kulathoor, Trivandrum, 2AE/1657/10, Dated 18.05.2010.

Place: Trivandrum Date: .2.2011

Signature of the Complainant

I declare that what is stated above is true to my knowledge.

Signature: Date: .2.2011

BEFORE THE LOK AYUKTA, THIRUVANANTHAPURAM

Complainant: SUBHASH.S

Respondent: ASST. ENGINEER, ELECTRICAL SECTION, KSEB, KULATHOOR, TVM.

AFFIDAVIT FILED BY THE COMPLAINANT

I, Subhash.S S/o N.Sundaresan aged, 50 years residing at Gallery, Poundkadavu, Valiyaveli-PO, Trivandrum-695021 do solemnly affirm and state as follows:-

- 1. I am the Complainant in this case. This Complaint is filed against the respondent.
- 2. I know the facts of this case. The statement made in the accompanying complaint may be treated as part of this affidavit.
- 3. All the facts stated in the complaint are true.
- 4. The complaint is entitled to the reliefs prayed for in the complaint. All the reliefs prayed for in the complaint may be allowed.

All the facts stated herein are true to the best of my knowledge, information and belief.

th day of February 2011. Dated this on

Deponent

Solemnly affirmed and signed before me by the Deponent, who is personally known to me and he signed the same on at my office.

Gazetted Officer/Advocate