

CA No. 151867579
Complaint No. 50/2019

In the matter of:

Aman JethwaniComplainant

VERSUS

BSES Yamuna Power LimitedRespondent

Quorum:

1. Mr. Arun P Singh (Chairman)
2. Mrs. Vinay Singh, Member (Legal)
3. Dr. Harshali Kaur, Member (CRM)

Appearance:

1. Adv. Prem Chand, Counsel for the complainant & Complainant
2. Mr. Imran Siddiqi, Ms. Ritu Gupta, Mr. Amrish Mishra & Mr. Achal Rathi, On behalf of BYPL

ORDER

Date of Hearing: 18th September, 2019

Date of Order: 19th September, 2019

The grievance of the complainant is that he purchased the property no. 4/43, GF, Gali No. 4, Anand Parbat Industrial Area, New Delhi-110005 through GPA from Sh. Mohinder Singh on 02.03.2015. It was also his submission that he applied for new connection in his name and after completion of all the required commercial formalities got the same energized on 15.05.2016 vide CA No. 151867579-LT for a sanctioned load of 12 KVA. He further added that previously the said property was in the name of Sh. Bharat Bhushan Bhatia who sold the same to Sh. Rajet Singh on 18.08.2008 and Sh. Ranjeet Singh sold the

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said property to Sh. Mohinder Singh on 18.08.2009. Suddenly the complainant received the bill for the month of June 2019 for Rs. 54,010/- without any details and notice. The complainant approached the respondent for the details of the bill, but got no response from the respondent. He requested the Forum to direct the respondent for details of the bill raised in the month of June 2019 and also asked for stay on disconnection. He further requested for quashing of amount of Rs. 40538.62/- shown as other charges in the bill of June 2019.

On notice the respondent company appeared before the Forum and submitted their reply. The case was listed for hearing before the Forum and both the parties were heard extensively.

The respondent in their reply submitted that property no. 4/43, Gali No. 4, Anand Parbat Industrial Area, Delhi, have two connections installed one in the name of Bharat Bhushan Bhatia having CA NO. 150172097 and other in the name of Devender Kumar Dua having CA No. 150149502. In May 2016 the complainant applied for name change in respect of CA No. 15049502. Accordingly, same was done and connection in the name of Devender Kumar Dua was transferred in the name of complainant on 15.05.16 and CA No. was changed from 150149502 to CA No. 151867579. Respondent further added that on 11.01.19 a site visit was carried out at the premises of the complainant and it was found that connection no. 150172097 in the name of Mr. Bharat Bhushan Bhatia which was disconnected was now provided electricity through live connection registered in the name of complainant bearing CA No. 151867579. The complainant was served with notice dated 29.03.19 in terms of Delhi Electricity Supply Code and Performance Standards Regulations 2017. The complainant was issued a show cause notice and was asked to attend personal hearing on 15.04.19, however, inspite of receipt of notice none appeared for personal hearing, as such dues were transferred on 18.04.19 which are payable by the complainant.

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It is pertinent to mention here that during the course of hearing the Forum opined that the transferred amount on the connection of the complainant should not be recovered by the respondent till further orders and no disconnection should be done. Complainant was also directed to pay only the consumption bills.

On final hearing, respondent filed an inspection report which shows that there is another connection in the name of Bharat Bhushan Bhatia, which is on the other part of the property and is lying disconnected. It was also found that the dues transferred by the respondent were incorrect because there are two connections, i.e. one in the name of Mahender Singh and other in the name of Aman Jethwani and both the connections are on the separate portion of the property.

We have gone through the submissions made by both the parties. From the narration of facts and material placed before us we find that the respondent has transferred the dues of disconnected connection of CA No. 150172097 which is in the name of Mahender Singh to the live connection of Aman Jethwani having CA No. 151867579. From the documents supplied by the respondent it is evident that property no. 4/43, Rohtak Road Industrial Area, Anand Parbat, Delhi-110005, was one plot and the disconnected connection in the name of Mahender Singh was jointly used by both Aman Jethwani and Mahender Singh. Later on the property was divided and separate connections were supplying electricity to both the portions.

As above, the Forum directs the respondent to withdraw the transferred amount as the dues are on the entire property and they have transferred it to the live connection of Aman Jethwani only. The respondent should re-process the case of dues transferred.

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Case is disposed off as above.

No order as to the cost. Both the parties should be informed accordingly.
Proceedings closed.


The compliance should be reported within 30 days. The order is issued under the seal of Consumer Grievance Redressal Forum (BYPL).



(HARSHALI KAUR)
MEMBER (CRM)



(ARUN P SINGH)
CHAIRMAN



(VINAY SINGH)
MEMBER (LEGAL)