

C A No. Applied for
Complaint No. 173/2022

In the matter of:

Arun KumarComplainant

VERSUS

BSES Yamuna.Power LimitedRespondent

Quorum:

1. Mr. P.K. Singh, Chairman
2. Mr. S.R. Khan, Member (Technical)
3. Mr. P.K. Agrawal, Member (Legal)
4. Mr. Nishat Ahmed Alvi, Member (CRM)

Appearance:

1. Ms. Himanshi Sharma, Counsel of the complainant alongwith complainant
2. Mr. Imran Siddiqi, Ms. Shweta Chaudhary, Mr. Sachin Dubey & Ms. Divya Sharma, On behalf of BYPL

ORDER

Date of Hearing: 08th December, 2022

Date of Order: 14th December, 2022

Order Pronounced By:- Mr. P.K. Agrawal, Member (Legal)

1. This complaint has been filed by Sh. Arun Kumar, against BYPL-YVR.
2. The brief facts of the case giving rise to this grievance are that complainant Sh. Arun Kumar applied for new electricity meters vide request no. 8005814218, 8005814276, 8005814226, 8005814240, 8005812420,

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8005814302, 8005814255, 8005812324, 8005812435 & 8005814206 at house no.D-651, Gali no. 17, Bhajan Pura, Delhi-110053. He further submits that the said property was lying vacant since 1972 and in the year 2019 he purchased the said property. He also submits that respondent rejected his applications for new connection on the pretext of enforcement dues of Bachu Lal Jain

3. The respondent in reply briefly stated that the applicant applied for new electricity connections vide application no. 8005812324, 8005812420, 8005812435, 8005814206, 8005814218, 8005814226, 8005814240, 8005814255, 8005814276, 8005814302 in name of Arun Kumar at D-651, Old no. D-294, Kh. No. 440, Min, Gali No. 17, Bhajanpura, Delhi-53.

OP further submitted that during site visit, it was found that one temporary meter no. 55388480 exist at applied premises and the address of applied premises is different from the address of existing meter i.e. D-220, GF, Kh. No. 343 & 306, Gali No. 17, Bhajanpura, Delhi-53 and applied address is D-651, old no. D-294, Kh. No. 440-Min, Gali No. 17, Bhajanpura, Delhi-53. It was also found that enforcement dues are outstanding against the applied premises which sought to be electrified against CA No. 401223082 of Rs. 85,845/-, 401223083 of Rs. 17151/-, 401223084 of Rs. 15312/- 401225503 of Rs. 44297/-, 401225506 of Rs. 16994/- 401225507 of Rs. 157235/- 401225509 of Rs. 23933/-, 401232257 of Rs. 16768/- 401232258 of Rs. 24948/- and 401236099 of Rs. 15236/-. Accordingly, complainant was issued deficiency letter.

4. Heard both the parties and perused the record.

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5. The issue in this matter is mainly whether the connections are to be released or not.
6. Heard the arguments of Authorized Representative of the complainant and OP-BYPL. Representative of the complainant has submitted that they have paid all the pending enforcement dues bill and also provided NOC to the officials of the OP.
7. In this record submission of LR of OP submitted that they need to confirm the same from their record and also stated that the temporary connection installed at the premise of the complaint needs to be disconnected before installation of new permanent connections.
8. During the arguments on final hearing OP further stated that another bill of illegal extraction of electricity is pending and same is also needed to be cleared before release of new connection.
9. Therefore, we are of considered opinion that complainant should clear all the pending bills; thereafter apply for disconnection of temporary meter. The OP should release the new connections as applied by the complainant after payment of illegal extraction bill and removal of temporary connection installed at the premise of the complainant.

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ORDER


Complaint is allowed. Respondent is directed to release the new connection to the complainant after payment of illegal extraction bill raised by them and also after completion of other commercial formalities as per DERC Guidelines.

OP is also directed to file compliance report within 21 days from the date of this order.

The case is disposed off as above.

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


(NISHAT A. ALVI)
MEMBER (CRM)


(P.K. AGRAWAL)
MEMBER (LEGAL)


(S.R. KHAN)
MEMBER (TECH.)


(P.K. SINGH)
CHAIRMAN