



C A No. Applied For  
Complaint No. 439/2023

In the matter of:

Chand Malik .....Complainant

VERSUS

BSES Yamuna Power Limited .....Respondent

Quorum:

1. Mr. P.K. Agrawal, Member (Legal)
2. Mr. S.R Khan, Member (Tech.)
3. Mr. H.S. Sohal, Member

Appearance:

1. Mr. Imran Siddiqui, Counsel of the complainant
2. Ms. Ritu Gupta, Ms. Chhavi Rani & Mr. Akshat Aggarwal, on behalf of respondent

ORDER

Date of Hearing: 22<sup>nd</sup> February, 2024  
Date of Order: 26<sup>th</sup> February, 2024

Order Pronounced By:- Mr. H.S. Sohal, Member

1. The complaint has been filed by Mr. Chand Malik against BYPL-Karawal Nagar. The brief facts of the case giving rise to this grievance are that Mr. Chand Malik, applied for new two electricity connections vide request no.8006582480 and 8006582327, at premises no. F-259 260-216, 216-A, (5<sup>th</sup> Floor) KH-1/23, Gali No.-8, Chand Bagh, Delhi-110094, but respondent rejected his application for new connections on the pretext of case already processed against the order no 8006585182 for

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the same floor same activity and Fire Clearance Certificate and dues verification required, Permanent Disconnection punch of removed meter. Complainant stated that already 8 meters have been installed on the same premises.

2. OP in reply briefly stated that the complainant is seeking release of new two electricity connections vide request no.8006582480 and 8006582327 in respect of two portions on the fifth floor of the property bearing no. . F-259 260-216, 216-A, (5<sup>th</sup> Floor) KH-1/23, Gali No.-8, Chand Bagh, Delhi-110094. The site was inspected and it was found the building structure consists of Ground floor +5 floors over it. It was further found that on each floor, two dwelling units exist. As the applied floor is effective sixth floor therefore, the request of the complainant was rejected for want of Fire Safety Clearance Certificate from the concerned department or a Building Completion Certificate (BCC) in lieu thereof. Further, there are outstanding dues of Rs. 2038/- pertaining to an electricity connection registered in the name of Ramesh Chand, and removal of the exiting connection was sought.

It is submitted that the complainant had submitted a Building Completion Certificate (BCC) via e-mail. However, the said BCC is prepared by an Architect Nupur Sharma bearing Reg. No CA/2018/104118 which is shown as active on the portal of MCD. The date of birth of the Architect is 07.01.1991 having address of Greater Noida.

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Besides the same there is another information available at MCD portal in respect of same architect Nupur Sharma with registration no. CA/2018/04118 which is shown as disabled w.e.f. 02.02.2022. The date of birth said architect is 10.01.1995 having address of Haryana. All other information mobile no. and E-mail id are same. Thus, on the face of it it's a case of fraud and forgery and as such respondent cannot rely on the BCC submitted by complainant till it received verification from MCD.

3. Counsel of the Complainant files his rejoinder to this reply, it is submitted that complaint has complied all the formalities of new connection and has also submitted BCC issued MCD approved architect and several connections has been released by OP on the basis of BCC issued by same architect.
4. On the final hearing 22.02.2024, counsel of the complainant submitted bill payment receipt. OP stated that the connection would be released accordingly.
5. In view of the above we are of considered opinion that the grievance of the complainant was for release of new connection and OP has issued the demand note and would install the meter at the earliest.

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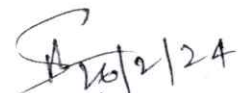
6. In the facts and circumstances aforesaid, we are of the view that the respondent may be directed to provide the connections ~~with the connection~~ with the condition that at the time of release of new connection the complainant should file an affidavit that if in future MCD takes any action against the property of the complainant then OP should be at liberty to disconnect the supply of the complainant.

Since the grievance of the complainant has been redressed by OP, and no issue remains unresolved. The forum closes the case as above.

The case is disposed off as above. No order as to the cost. Both the parties should be informed accordingly.

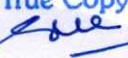
  
(H.S. SOHAL)  
MEMBER

  
(P.K. AGRAWAL)  
MEMBER (LEGAL)

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

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