



C A No. Applied for
Complaint No. 91/2022

In the matter of:

Humayun KhanComplainant

VERSUS

BSES Yamuna Power LimitedRespondent

Quorum:

1. Mrs. Vinay Singh, Member (Legal)
2. Mr. Nishat Ahmed Alvi, Member (CRM)

Appearance:

1. Mr. Nishikant Ray, Counsel of the complainant
2. Mr. Imran Siddiqi, Ms. Ritu Gupta, Mr. Moinuddin, Ms. Shweta Chaudhary & Ms. Katha Mathur, On behalf of BYPL

ORDER

Date of Hearing: 05th July, 2022

Date of Order: 07th July, 2021

Order Pronounced by:- Mr. Nishat Ahmed Alvi, Member (CRM)

As per complaint, complainant, purchaser and in possession of premises no. 7786, Ground floor, Plot no. 47-50, Chamelian Road, Bara Hindu Rao, Near labbu Mall Colony, Delhi-110006, applied for new electricity connection for domestic purpose, vide application no. 8005409758, to respondent, on 12.01.2022, but respondent rejected his application citing ground that premises are in MCD objection list beside arrears of dues on the premises in a sum of Rs. 13781/- vide CA No. 150016339.

Nishat

[Signature]

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Complainant states that he visited respondent so many times and apprised that not this property but there are 15 properties of same no. 7786 and some other property is under MCD objection. Complainant further states that amount of Rs. 13781/- is shown of Pro-rata but actually it is a total amount of bill, as there are lots of connections in this building. But respondent refused to give connection. By way of this complaint, complainant has prayed for direction to respondent to grant electricity connection in the subject premises, as applied for, along with compensation.

On notice to respondent Mr. Imran Siddiqi along with other officers of respondent appeared on 09.06.22 and filed its reply along with supporting documents. Copy of which was provided to counsel of complainant who sought some time to file NOC from Municipal Authority Concerned. Forum adjourned the matter for the said purpose for 05.07.2022.

As per reply respondent shown its inability to grant electricity connection unless the deficiencies asked for are removed by the complainant. The deficiencies shown are two, first the premise in question is booked by EDMC and occupancy-cum-completion certificate is required. Secondly, the premise has energy dues, being pro-rata amount of Rs. 13781/- vide CA No. 150016339.

However, prior to both the parties could prove their claims, on 05.07.2022, counsel for the complainant appeared and stated that he has placed on record an application dated 04.07.2022, moved by complainant, praying for withdrawal of the complaint. Accordingly, counsel for the complainant prayed this Forum to allow him to withdraw the complaint. In the application complainant has shown no ground for his request for withdrawal, as to

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whether his application for providing electricity connection has been granted or he no more requires the connection. However, in the interest of justice application for withdrawal is allowed with the liberty to the complainant to file the complaint afresh if so required in future after removing deficiencies, if any.

Accordingly complaint is dismissed as withdrawn.

No order as to the cost. A copy of this order be sent to both the parties and file be consigned to record room thereafter.

The order is issued under the seal of CGRF.



(NISHAT AHMAD ALVI)
MEMBER (CRM)



(VINAY SINGH)
MEMBER (LAW)