



CA No. 100989401  
Complaint No. 70/2023

In the matter of:

Manju .....Complainant

VERSUS

BES Yamuna Power Limited .....Respondent

Quorum:

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

Appearance:

1. Mohd Afsar, A.R. of the complainant
2. Ms. Ritu Gupta, Ms. Shweta Chaudhary & Ms. Divya Sharma, On behalf of BYPL

ORDER

Date of Hearing: 10<sup>th</sup> March, 2023  
Date of Order: 13<sup>th</sup> March, 2023

Order Pronounced By:- Mr. S.R. Khan, Member (Technical)

1. Present complaint has been filed by Mohd Afsar against BYPL-LNR.
2. The brief facts of the case giving rise to this grievance are that complainant Mohd Afsar, purchased the property no. J-72, J-block, Laxmi Nagar, Delhi-110092 and is using electricity through CA No. 100989401. Recently the complainant applied for name change of the

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said connection vide application no. 8006096895 in his name which the respondent rejected on pretext of pending dues of other disconnected connections which does not pertain to his portion and it is not his responsibility to clear those outstanding dues of other portion of the property.

3. OP in its reply briefly submitted that the complainant is seeking name change in respect of CA No. 100989401 from existing registered consumer to that of Mohd Afsar i.e. the complainant. OP further added that CA No. 100989401 exists at premises bearing no. 72-J, Laxmi Nagar Extension, Delhi at the same premises the dues are outstanding of following K.No.'s


- a) 100886573 Balbir Panesar
- b) 151528138 Balbir Panesar
- c) 101046525 Javed Akhtar
- d) 150256368 Vinay Prakash


OP further submits that dues pertain to same premises wherein the electricity connection in respect whereof name change is applied for. Therefore, the complainant has to clear the dues before name change.

4. Heard both the parties and perused the record. Heard the arguments of Authorized Representative of the complainant and OP-BYPL.
5. The complainant submitted that he purchased property of Ms. Manju Gill and is ready to clear all the pending dues of the connection of Manju Gill. He further submitted that he is not liable to clear the pending dues of other's property.

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6. LR of the respondent argued that the dues pertain to the ground floor of the property and are payable by the complainant.
7. Heard both the parties and perused the record. From the perusal of evidence placed on record pleadings and after hearing both the parties it is transpired that the complainant asked for name change for connection having CA No. 100989401. OP issued him pending bills to clear before implementation of name change. The sale deed submitted by the complainant states that complainant is in possession of covered area measuring 54.34 sq meters i.e. 65 sq yards, consisting of three rooms set, front side, fitted with electric connection and water connection both in running condition, with their separate meters installed thereon. This proves that the complainant is in possession of only front side flat bearing no. 72-J, out of Khasra No. 54/7, situated at abadi of Laxmi Nagar Extension, Village Khuregi Khas, Illaqa Shahdara, Delhi-110092.
8. Therefore, we are of considered opinion that the complainant is liable to pay the pending dues of Ms. Manju, if any. The dues of other portions as asked for by the respondent should not be asked from the complainant for payment.
9. Accordingly, the complaint is allowed. The respondent should ask the complainant for payment of dues of his portion only i.e. which he has purchased from Ms. Manju.







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ORDER

The respondent is directed to change the name of the complainant as per DERC Regulations and without asking him any other dues apart from the dues of his portion.


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

The case is disposed off as above.


No order as to the cost. Both the parties should be informed accordingly. File be consigned to Record Room.

  
(S.R. KHAN)  
MEMBER-TECH

  
(P.K. SINGH)  
CHAIRMAN

  
(P.K. AGRAWAL)  
MEMBER-LEGAL

  
(NISHAT AHMAD ALVI)  
MEMBER-CRM

  
(H.S. SOHAL)  
MEMBER

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