



**CA No. Applied For**  
**Complaint No. 56/2022**

**In the matter of:**

Mohd Tasleen .....Complainant

**VERSUS**

BSES Yamuna Power Limited .....Respondent

**Quorum:**

1. Mrs. Vinay Singh Member(Law)
2. Mr. Nishat Ahmad Alvi, Member (CRM)

**Appearance:**

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

**ORDER**

Date of Hearing: 14<sup>th</sup> June, 2022

Date of Order: 17<sup>th</sup> June, 2022

**Order Pronounced By:- Mr. Nishat Ahmad Alvi, Member (CRM)**

Briefly stated facts of the case are that the complainant applied for new electricity connection but respondent has not released the new connections till date.

The complainant's grievance is that, he is owner of two shops in property bearing no. 4735, GF, Near Main Road, Balli Mahran, Delhi-110006 by purchasing the said two shops on 26.11.2020. The said building is old construction. He applied for two new electricity connections under non-

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*[Handwritten signature]*

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domestic category vide request no. 8005322778 & 8005310645 dated 01.12.2021. He further submitted that respondent rejected his application for new connections on 13.12.2021. He made numerous visits to the office of the respondent but all went in vain. Therefore, he requested the Forum to direct the respondent for immediate release of the new connection.

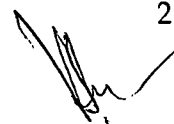
Notices were issued to both the parties to appear before the Forum on 04.04.2022.

The respondent in their reply submitted that complainant applied for new electricity connection vide application no. 8005322778 & 8005310645 for commercial purpose at 4735, GF, Near Main Road, Balli Mehran, Delhi-110006. The site of the complainant was visited on 01.12.2021 and it was found that height of the building, where new connection applied for, is above 15 meters from ground floor to fifth floor. Commercial activity also found at ground floor and second floor of the premises. As commercial activities found at applied building, the 6<sup>th</sup> amendment of DERC is not applicable for this connection. It was also submitted that for building having height of more than 15 meters Fire clearance Certificate is required to be submitted, as stipulated under the Provisions of DERC Supply Code 2017, for grant of new connection.

The matter was listed for hearing on 04.04.2022, when both the parties sought adjournment for amicable solution. Again on hearing dated 27.04.2022, counsel of the complainant sought some more time to resolve the matter.

The matter was again heard on 05.05.2022, when counsel of the complainant submitted that one commercial connection was removed on 29.04.2022. Respondent sought time to verify their record.

*Deals*



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On hearing dated 12.05.2022, counsel of the complainant sought time, same was granted. On hearing dated 02.06.2022, counsel of the complainant submitted written submissions but had not submitted any substantive proof of disconnection of the connection. Respondent was directed to provide the proof of disconnection.

The counsel of the complainant submitted his additional submissions in which he reiterated his original complaint. He further submitted that commercial meter installed on second floor vide CA No. 100197510 in the name of Madan Lal has been disconnected from meter on 29.04.2022. He further submitted that he is ready to deposit the outstanding dues, if any, at applicant's shops.

The matter was finally heard on 14.06.2022, when counsel of the complainant submitted before the Forum that respondent had called the complainant to their office for issuance of demand note. Therefore, he wanted to withdraw his complaint.

The respondent vide their e-mail dated 14.06.2022 submitted withdrawal letter duly signed by the complainant and stating therein that his grievance was regarding release of two new connections vide application no. 8005322778 & 8005310645. Now, the respondent has issued the demand note to him and thereafter would release the connections. Complainant by filing withdrawal letter dated 14.06.22 to this Forum, supported by letter aforesaid dated 14.06.2022, submitted by complainant to respondent, stating that since demand notes for the applied connections have been prepared, he has no more any grievance against the respondent, has prayed this Forum to allow him to withdraw the complaint.

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Complainant being satisfied and there remaining no more any grievance against the respondent, application of the complainant for withdrawal of his complaint is allowed.

Accordingly, the complaint is disposed off as satisfied.

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)