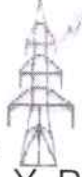


C G R F



B Y P L

Consumer Grievance Redressal Forum
FOR BSES YAMUNA POWER LIMITED
(Constituted under section 42 (5) of Indian Electricity Act. 2003)
Sub-Station Building BSES (YPL) Regd. Office Karkardooma,
Shahdara, Delhi-110032
Phone: 32978140 Fax: 22384886
E-mail: cgrfbypl@hotmail.com
SECY/CHN 015/08NKS

C A No. Applied For
Complaint No. 57/2020

In the matter of:

Nisha Kaushik

.....Complainant

VERSUS

BSES Yamuna Power Limited

.....Respondent

Quorum:

1. Mr. Arun P Singh (Chairman)
2. Mrs. Vinay Singh, Member (Legal)
3. Dr. Harshali Kaur, Member (CRM)

Appearance:

1. Ms. Nisha Kaushik, the complainant
2. Mr. Imran Siddiqui, On behalf of BYPL

ORDER

Date of Hearing: 02nd November, 2020

Date of Order: 09th November, 2020

Order Pronounced by:- Mr. Arun P Singh, (Chairman)

Briefly stated facts of this case are that the complainant sought grant of new connection.

It is her submission that she applied for new connection in her name vide application No.008004432279 on dated 01.07.2020, but the respondent company rejected her application for new connection on the pretext of "Right of Way of H.T Line."

Harshali

Imran

Arun P Singh
1 of 4

Complaint No. 48/2020

She requested the Forum to direct the respondent company for immediate release of the new connection.

On Notice, the Respondent Company appeared before the Forum and submitted their reply. The case was listed for hearing before the Forum and both the parties were heard extensively.

The respondent in their reply stated that the complainant applied for new electricity connection at the premises i.e., GF, Kh.No.136/419, H.No.8, Gali No.5, Anu Vihar, Kaushal Puri, Chauhan Patti, Delhi vide request No.8004432279 dated 01.07.2020.

On inspection, it was found that the premises in issue is under HT line, a deficiency letter was issued to the complainant on 01.07.2020 duly intimating the complainant that "Premises is under HT line, right of way of H.T. line." Apart from this, ELCB was also not installed at the site and electric wiring was also incomplete.

It was also their submission that Dy. Secretary (Dept. of Power) vide its letter dated 18.01.2017 has clarified that DISCOMs cannot provide electricity connections under HT lines as per CEA Regulations, 2010, there is a right of way for the HT lines under various voltage level. Accordingly, since the issuance of the said letter the DISCOMs are not issuing electricity connection under HT lines. It was also mentioned that HT lines pertains to DTL an only DTL can ascertain the clearance of the connection as per CEA Regulations. BYPL is neither capable nor authorized to measure the clearance etc for building under the said HT lines. It was also submitted that complainant has not complied with the Regulation 63 as no intimation prior to carrying out the construction was ever given to the respondent.

Handwritten signature

Handwritten signature

Handwritten signature

Complaint NO. 48/2020

It is pertinent to mention here that during the course of hearing the Forum directed that a notice be issued to CMD, Delhi Transco Limited for joint line inspection and filing a report of the building and also the maximum swing for this 220 kV line at that point.

The Joint Inspection Report of BYPL and DTL found that the premises of the complainant where new connection has been applied by her is under the 220 kV EHV Transmission line, i.e, below the outmost conductors of the line. Regulation 61 of CEA Regulations 2010 is reproduced as under:

"Clearances from buildings of lines of voltage exceeding 650V:

(1) *An overhead line shall not cross over an existing building as far as possible and no building shall be constructed under an existing overhead line.*

(2) *Where an overhead line of voltage exceeding 650 V passes above or adjacent to any building or part of the building it shall have on the basis of maximum sag a vertical clearance above the highest part of the building immediately under such line, of not less than:*

(i) *For lines of voltage exceeding 650 Volts 3.7 meters*
Up to and including 33,0000 Volts

(ii) *For lines of votages exceeding 33 kV 3.7 meters plus 0.30 meter for*
Every additional 33000 volts
Or part thereof.

3. *The Horizontal clearance between the nearest conductor and any part of such building shall, on the basis of maximum deflection due to wind pressure be not less than:*

(i) *For lines of voltages exceeding 650 Volts 1.2 meters*
Upto and including 11000 volts

(ii) *For lines of voltages exceeding 11000V 2.0 meters*
And up to and including 33000 V

(iii) *For lines of voltages exceeding 33 kV 2.0 meters plus 0.3 meter*
For every additional 33000V
Or part thereof.

Harshali

Ran

for
3 of 4

Complaint No. 48/2020

Regulation 61 of CEA Safety Regulation, 2010 specifically mentions that no building shall be constructed under an existing overhead line. Hence, release of the new connection to the complainant in the premises which is under 220 kV transmission line is not permissible under the Regulations due to electrical safety concerns. Hence the complaint is dismissed.

The case is disposed off as above.

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

Proceedings closed.



(HARSHALI KAUR)
MEMBER(CRM)



(VINAY SINGH)
MEMBER(LEGAL)



(ARUN P. SINGH)
CHAIRMAN