



C A No. Applied For
Complaint No. 271/2023

In the matter of:

Amzad Khan & OthersComplainant

VERSUS

BSES Yamuna Power LimitedRespondent

Quorum:

1. Mr. P.K. Singh, Chairman
2. Mr. Nishat A 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. None present on behalf of the complainant
2. Ms. Shweta Bist, Ms. Shweta Chaudhary & Ms. Chhavi Rani, On behalf of BYPL

ORDER

Date of Hearing: 12th September, 2023

Date of Order: 13th September, 2023

Order Pronounced By:- Mr. P.K. Singh, Chairman

1. This complaint has been filed by Mr. Amzad Khan & others against BYPL-PHG.
2. The brief facts of the case giving rise to this grievance are that complainant Mr. Amzad Khan & others applied for new electric

(Handwritten signatures)

Complaint No. 271/2023

connections vide request no. 8006236159, 8006236153 and 8006236442 at premises no. T-391, Double Storey Ahata Kidara, Bara Hindu Rao, Delhi-110006, but respondent rejected their application for commercial connection due to MCD objection under household category. He further submitted that previous owner Sh. Manmohan Singh applied for house hold category license with MCD factory licensing department at T-391, FF, Double Storey Ahata Kidara Delhi-6 and same was rejected by MCD on behalf of which they write letter to VSES and DJB vide notice no. DC/C-SPZ/NDMC/2020/D-1876 to disconnect industrial connection as running industry is unauthorized. It is also his submission that OP is not issuing the complainant commercial connection at GF which is neither objected by MCD nor any disconnection letter issued for GF connection.

3. OP in its reply briefly stated that the complainant is seeking new electricity connections at ground floor of property bearing no. T-391, Double Storey, ahata Kidara, Bara Hindu Rao, Delhi-110094 by way of four requests bearing no. 8006236159, 8006236153, 8006274545 and 8006236442. OP further added that respondent had received letter bearing no. AC/C-SPZ/NDMC/2020/D-2493 dated 04.12.2020 from the NDMC asking for disconnection of electricity as on scrutiny of applications it was found that applicant has not fulfilled the terms and condition under the household factory license along with the said letter list of 415 units was enclosed and premises of the complainant is fund at sl. no. 382.

Further four electricity connections were released in April 2023 after receiving Building Completion Certificate and an undertaking that electricity supply shall be used exclusively for domestic purpose only.

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Complaint No. 271/2023

4. Both the parties were directed to conduct a joint site visit to ascertain the factual position at site.

5. The site visit report submitted by OP stated that activity found at site is as below:-

- a) Application no. 8006274545 Laxmi Dairy
- b) Application no. 8006236442 Hardware Shop
- c) 8006236153 Bikanerwala shop
- d) 8006236159 Vacant

OP also submitted that there is no industrial activity at the applied shops.

6. In view of above, we are of considered opinion, MCD has objected for industrial activity at the applied premises but the complainants are doing commercial activities at the shops in question, same is also evident from the site visit report submitted by OP dated 16.06.2023 and again verified on 05.09.2023 after the orders of the Forum. Therefore, new connections can be granted to the complainant's without asking them for NOC or BCC from MCD.

S/ Secy. by [Signature]


Complaint No. 271/2023


ORDER


Complaint is allowed. Respondent is directed to install the new electricity connections as applied by the complainant's after completion of other commercial formalities as per DERC Regulations 2017.


The case is disposed off as above.


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


(P.K. SINGH)
CHAIRMAN


(S.R. KHAN)
MEMBER-TECH


(P.K. AGRAWAL)
MEMBER-LEGAL


(NISHAT AHMAD ALVI)
MEMBER-CRM


(H.S. SOHAL)
MEMBER