



CA No. Appiled For
Complaint No. 15/2023

In the matter of:

KamleshComplainant

VERSUS

BSES Yamuna Power LimitedRespondent

Quorum:

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

Appearance:

1. Mr. Vinod Kumar, counsel of the complainant
2. Ms. Ritu Gupta, Mr. R.S. Bisht, Mr. B.S. Yadav, Ms. Shweta Chaudhary & Ms. Chhavi Rani, On behalf of BYPL

ORDER

Date of Hearing: 04th July, 2023
Date of Order: 12th July, 2023

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

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Secretary
CGRF (BYPL)

1. Present complaint has been filed by the complainant alleging that complainant applied for bill revision for CA no. 152905029 installed at premises no. D-296, 1st floor, Khasra Not Nathu colony, Delhi-93 but respondent has not taken any action for revision of his bill against which they have illegally transferred the dues of disconnected CA no. 101626681 without serving any show cause notice to the complainant.

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2. OP by filing its reply states that complainant has primarily challenged the dues which stands transferred to her connection. The property in question is H.No. 296, School Block, Nathu Colony, Delhi-93. The dues were in respect of CA no. 101626681 (disconnected connection) registered in the name of Suraj Mukhi which was energized in the year 1996 and got disconnected in 2020. Premises were inspected on 29.07.2020 and 21.08.2020 and on both the visits it was found that premises stood divided into two portions and was now having three electricity connections bearing CA no. 101603579 (Vinod Kumar), 152499675 (Bindu Devi) and 152905029 (Kamlesh). One portion of the property had connection in the name of complainant and other portion of the property had other two electricity connection. Notices were issued to all the three consumers and dues of Rs. 25795.27/- were transferred proportionately @ Rs. 8598.42/- to the three connections.

Two consumers having CA no. 101603579 and 152499675 approached respondent and raised objection to the transfer of dues and informed that Smt. Suraj Mukhi had sold half property to complainant and outstanding dues pertained to the portion which was sold to the complainant.

OP further added that the dues which were transferred to the account of Smt. Kamlesh were duly paid by her on 20.10.2020. Thereafter, the dues transferred to Vinod Kumar and Bindu Devi were rolled back and again transferred to the complainant's connection.

3. The counsel of the complainant rebutted the contentions of OP as averred in their reply and stated that at the time of releasing new connection to the complainant the complainant had made part payment

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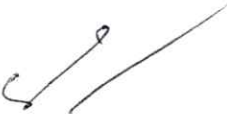
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of Rs. 6050/- on 25.06.2019 against the said connection. Thereafter, the complainant also made payment of transferred dues of Rs. 8598/- on 20.10.2020. Now again OP has transferred the pending dues of Rs. 15315/- against the connection of the complainant, which is illegal and biased which needs to be reverted.


4. LR of the OP submitted that the dues are of the complainant and payable by her only.
5. Perusal of record shows that the dues are of the complainant and also payable by her. OP is directed to waive off entire LPSC amount from the pending bill amount and also adjust security amount of the disconnected connection in the name of Suraj Mukhi.


ORDER

6. The complaint is partially allowed. OP is directed to revise the bill of the complainant by giving entire LPSC waiver and refund of security amount of connection of Suraj Mukhi and after explaining and adjusting Rs. 6050/- paid by the complainant on release of her connection..
7. Case is disposed off as above.
8. No order as to the cost. Both the parties should be informed accordingly.
File be consigned to Record Room.


(H.S. SOHAL)
MEMBER


(NISHAT A. ALVI)
MEMBER (CRM)


(P.K. AGRAWAL)
MEMBER (LEGAL)


(S.R. KHAN)
MEMBER (TECH.)

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Secretary
CGRF (BYPL)