

CA No. Applied for
Complaint No. 177/2022

In the matter of:

Kastoori DeviComplainant

VERSUS

BSES Yamuna Power LimitedRespondent

Quorum:

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

Appearance:

1. Mr. Neeraj Kumar, Counsel of the complainant
2. Mr. Imran Siddiqi, Ms. Ritu Gupta, Mr. Sanjeev Saroha, Ms. Shweta Chaudhary & Mr. Shubham Singh, On behalf of BYPL

ORDER

Date of Hearing: 03rd November, 2022

Date of Order: 15th November, 2022

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

1. This complaint has been filed by Kastoori Devi against BYPL-DRG.
2. The brief facts of the case giving rise to this grievance are that complainant Kastoori Devi applied for new electricity meter vide request no. ONDRG1707220051 at Jhuggi no. 83, Minto Road, Near Dhobi Ghat No. 11, Turkman Road, Daryaganj, Delhi-110002.

(Handwritten signatures)

Complaint No. 177/2022

She also submits that respondent rejected her application for new connection on the pretext of requirement of self attested ID proof which is duly submitted but have not received any information from respondent's end.

3. The respondent in reply briefly stated that Kastoori Devi applied for new electricity connection for domestic purpose vide application no. ONDRG1707220051 on dated 17.07.2022 at Jhuggi No. 83, Minto Road, Near Dhobi Ghat no. 11, Turkam Road, Daryaganj, Delhi-110002. The complainant's request for new connection was rejected as ID proof as required was not provided. The complainant along with present complaint placed on record her ID proof in form of election card in respect of address D-83, Turkman Road, New Delhi, Aadhar card having address C-91/116, Dhobi Ghat no. 11, Press Road, Darya Ganj, Delhi-110002.

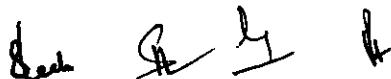
OP further submitted that that electricity connection bearing CA no. 100363779 existed in the name of complainant in respect of premises no. 83-D, GF, Turkam Road, Minto Road, Delhi-110002. The said electricity meter no. 35305720 was removed during MCD demolition drive which took place with the help of police carried out in ward no. 88 on 10.06.2019. During the proceedings it was confirmed that on 10.06.19 four meters were removed from Ghat no. 11, including meter of complainant. It was further confirmed that the said site was in front of BJP Deen Dayal Upadhyay Marg, head office. Demolition was also confirmed by reader of SHO, PS IP Extension.

4. Heard both the parties and perused the record.

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Complaint No. 177/2022

5. The issue in this matter is can new connection be released.
6. Heard the arguments of Authorized Representative of the complainant and OP-BYPL. Representative of the complainant has submitted that they have submitted ID proof as per requirement of OP and also placed on record letter of Hon'ble MLA whereby respondent was asked to provide fresh electricity connection to complainant on the basis of Aadhar card/voter card with same address where connection is sought.
7. In this record, LR of OP submitted that the said electricity meter no. 35305720 was removed during MCD demolition drive which took place with the help of police carried out in ward no. 88 on 10.06.2019. During the proceedings it was confirmed that on 10.06.19 four meters were removed from Ghat no. 11, including meter of complainant. It was further confirmed that the said site was in front of BJP Deen Dayal Upadhyay Marg, head office. Demolition was also confirmed by reader of SHO, PS IP Extension.
8. From the perusal of file and evidence given by both the parties, it is clear that complainant Kastoori Devi has applied for new electricity connection vide request no. ONDRG1707220051 at Jhuggi No. 83, Minto Road, Near Dhobi Ghat No. 11, Turkman Road, Daryaganj, Delhi-110002, which was rejected by OP-BSES/BYPL in absence of ID proof required complainant has given ID proof and letter of MLA. OP has submitted that electricity connection no. 100363779 existed in name of complainant herself in premises bearing house no. 83-D, GF, Turkman Road, Minto Road, Delhi, meter no. was 35305720 which was removed during MCD demolition drive which took place in presence of police on 10.06.2019. Her premises were in front of BJP office Deen Dayal Upadhyay Marg.



Complaint No. 177/2022

Complainant rejoinder page no. 8 of Delhi Shehri Aashraya Sudhar Board, dated 29.08.2019 also shows that complainant has made complaint regarding demolition of her premises no. D-83, Dhobhi Ghat No. 11, Minto Road, New Delhi-110002 on 10.06.2019.

Paper annexed to reply of OP at no. 5, 6 & 8 shows that at the time of her application there was temporary structure and no network near the applied address. There was electricity connection in the name of Kastoori Devi in premises no. 83-D, GF, Turkam Road, Minto Road, Delhi-110002, which was removed by OP in MCD demolition drive.

9. Therefore, since there is no electricity network and premises of the applicant is almost the same where the previous Jhuggi was demolished in MCD drive. In these circumstances, OP cannot be compelled to release the connection.


ORDER:-


Complaint is rejected. Respondent has rightly rejected the application of new connection of the complainant.


The case is disposed off as above.

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


NISHAT A. ALVI
MEMBER (CRM)


(P.K. AGRAWAL)
MEMBER (LEGAL)


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


(P.K. SINGH)
CHAIRMAN