



C A No. Applied for
Complaint No. 395/2023

In the matter of:

Mohd Shahid & Mohd SajidComplainant

VERSUS

BSES Yamuna Power LimitedRespondent

Quorum:

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

Appearance:

1. Mr. Imran Siddiqui, Counsel of the complainant
2. Ms. Ritu Gupta, Mr. R.S. Bisht & Ms. Shweta Chaudhary, On behalf of BYPL

ORDER

Date of Hearing: 11th January, 2024
Date of Order: 31st January, 2024

Order Pronounced By:- Mr. S.R. Khan, Member (Technical)

1. This complaint has been filed by Mohd Shahid & Mohd Sajid against BYPL-LNR. The brief facts of the case giving rise to this grievance are that Mohd Shahid & Mohd Sajid applied for new electricity connection vide request no. 8006585370 and 8006585394 at premises no. D-380, GF, Shop No. 6, D-block, Gali no. 12, Laxmi Nagar, Delhi-110092 but respondent rejected their applications on pretext of dues at site.

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CGRF (BYPL)

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2. OP in its reply briefly stated that the complainant's are seeking new electricity connections for two shops on the ground floor at premises no D-380, GF, Shop no. 12 and Shop no. 96, D-block, Gali no. 12, Laxmi Nagar, Delhi-110092. Application no. 8006585394 for domestic purpose and 8006585370 for non-domestic category. OP further added that the complainant is the son of the owner of the property i.e. Smt. Saeeda Khatoon in whose favour GPA dated 06.11.2017 was executed by Smt. Mashalla Begum in respect of the subject properties. It is submitted that only one complainant Mohd Sajid has obtained NOC from the owner. OP further added that site was inspected and it was found that the building structure consists of G+2 floors over it. Upon verification of commercial feasibility, it was found that the applied premises have outstanding dues. The dues are in the name of Abdul Salam, father of the complainant against disconnected connection CA No. 100946522 amounting to Rs. 15,199/-. Therefore, the complainants have to clear the outstanding dues for release of new connection.
3. Counsel of the complainant stated that the connection in the name of Abdul Salam, was disconnected in the year 2006 and till date the dues are showing outstanding. He also argued that the reading chart provided by the OP shows provisional and average consumption from August 2002 till August 2005 and in August 2005 the reading was recorded as 661 i.e. in the three years period and raised him bill of 660 units. Thereafter, meter reading on 23.03.2006 was 2410 and the said reading was same at the time of disconnection i.e. on 27.06.2006.
4. LR of the OP stated that the connection was in the name of father of the complainant's therefore the complainant has to clear the dues before release of the new connection.

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5. Arguments of both the parties were heard at length.
6. From the narration of facts and material placed before us, find that the dues pertains to the father of the complainants against CA No. 100946522 and said meter was disconnected in the year 2006 but OP failed to recover the dues since 2006. The documents placed on record by OP shows that the meter recorded last reading as 2410 on 23.03.2006 and meter was removed on 27.06.2006 at the same reading i.e. 2410.
7. We direct the respondent to revise the bill of the complainant till 27.06.2006 considering final reading as 2410 units and waving off DVB period arrears, if any. OP is also directed to waive off entire LPSC amount from the revised bill.


ORDER

The complaint is allowed. OP is directed to issue complainant a revise bill to the complainant as above and also waive off entire LPSC amount.

The case is disposed off as above.

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


(NISHAT A ALVI)
MEMBER (CRM)


(P.K. AGRAWAL)
MEMBER (LEGAL)


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


(P.K. SINGH)
CHAIRMAN

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