

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

CA No. Applied for
Complaint No. 216/2023

In the matter of:

NadeemComplainant

VERSUS

BSES Yamuna Power LimitedRespondent

Quorum:

1. Mr. P.K. Singh, Chairman
2. Mr. Nishat A Alvi, Member (CRM)
3. Mr. S.R. Khan, Member (Tech.)
4. Mr. H.S. Sohal, Member

Appearance:

1. Mohd Iqbal Qureshi, A.R. of the complainant
2. Ms. Ritu Gupta, Mr. R.S. Bisht & Ms. Shweta Chaudhary, On behalf of BYPL.

ORDER

Date of Hearing: 24th August, 2023
Date of Order: 31st August, 2023

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

1. This complaint has been filed by Mr. Nadeem, against BYPL-PHG.
2. The brief facts of the case giving rise to this grievance are that complainant Mr. Nadeem applied for new electricity meter vide request no. 8005978535 and reconnection against disconnected CA no. 100462546 at house no. 7071, 4th floor, Gali Pahar Wali, Pahari Dhiraj, Sadar Bazar, Delhi-110006 but respondent rejected his application on pretext of 'meter

Attested True Copy already exists.

Secretary
CGRF (BYPL)

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3. The respondent in reply briefly stated that the complainant is seeking fresh domestic electricity connection for fourth floor of property bearing no. 7071, Gali Paharwal, Pahadi Dhiraj, Delhi-110006 vide application no. 8005978535. Deficiency letter was issued to the complainant as the fourth floor of the subject premises is already electrified through meter bearing no. 35244935.

On site visit it was also found that building comprises of GF+5, on each floor over and above ground floor 2 dwelling units exists and at present following meters/connections are existing at site:-

- a) Meter no. 35741781, FF, for domestic category
- b) Meter no. 70290842, GF, for non-domestic category
- c) Meter no. 35508820, SF, for domestic category
- d) Meter no. 11587893, FF, for domestic category
- e) Meter no. 11827094, 4F, for domestic category
- f) Meter no. 35092947, GF, for domestic category
- g) Meter no. 35092922, FF, for domestic category
- h) Meter no. 11457966, 3F, for domestic category
- i) Meter no. 35525575, 3F, for domestic category
- j) Meter no. 35244935, 4F, for domestic category

In respect of said premises on account of outstanding dues of Rs. 1,76,569.33 of disconnected connection having CA No. 100520950 (Chano Devi) the same were transferred on 10.03.2016 to five live electricity connections bearing CA No. 100462546 (Nadeem) 10051440 (md. Atiq), 100367463 (Mohd Amil), 100534550 (Mohd Zahid) and 150900135 (Nargis). All except the complainant had made the payment of transferred dues.

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OP also added that as area in issue is non-conforming area, in view of Hon'ble Supreme Court Judgment, fresh electricity connection will be released on complainant submitting an affidavit to the effect that new connection will be used exclusively for domestic purposes. Besides, as applicant has applied for new connection at fourth floor which is effective fifth floor as such architect certificate is required. Additionally there are outstanding dues and applicant is required to make payment on pro-rata basis against CA No. 100386171 of Rs. 1170/-. Regarding dues of Rs. 46,680.69/- OP says that after disconnection of complainant's supply, this outstanding was transferred and paid to and by two live connections bearing CA nos. 100514410 and 152069946.

4. In rejoinder to OP's reply, complainant reiterating his stands further states that as per OP's reply he is ready to submit Architect Certificate and pro-rata amount.
5. Heard both the parties and perused the record.
6. The main issue in the present case is whether the connection to the complainant be granted when there are outstanding dues and building height is more than 15 meters and the subject area is non-conforming area while objections of outstanding of Rs. 46,880.69 and applied premises being effectively fifth floor, objection of existence of connections on fourth floor is no more in dispute.
7. On the basis of above findings we reach to the conclusion that in the facts of pleading itself the three requirements OP wants for grant of

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complaint, (i) to file an affidavit that the new connection will be used exclusively for domestic purpose. (ii) to file architect certificate and (iii) to pay pro-rata amount of Rs. 1170/- against CA No. 100386171.

ORDER

The complaint is allowed with the direction to the OP to release the connection, applied for by the complainant vide application no. 8005978535, as soon as the complainant file affidavit to the effect that the connection shall be used for domestic purpose, (ii) files the required Architect Certificate and (iii) pays the pro-rata outstanding of Rs. 1170/-.

OP is further directed to file compliance report within 21 days from the date of this order.

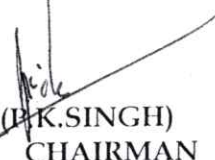
Accordingly, complaint is disposed off.

No order as to cost/Compensation.


(H.S. SOHAL)
MEMBER


(NISHAT A ALVI)
MEMBER (CRM)


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


(P.K.SINGH)
CHAIRMAN

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CGRF (BYPL)