

C A No. 152992758
Complaint No. 193/2022

In the matter of:

Rani PrasharComplainant

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)
5. Mr. Vijay Singh, Member

Appearance:

1. Mr. Suraj Aggarwal, Counsel of the complainant
2. Mr. Imran Siddiqi, Ms. Ritu Gupta, Mr. Sunil, Ms. Shweta Chaudhary & Mr. Shubham Singh, On behalf of BYPL

ORDER

Date of Hearing: 03th November, 2022

Date of Order: 07th November, 2022

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

1. This complaint has been filed by Rani Prashar against BYPL-GTR.
2. The brief facts of the case giving rise to this grievance are that complainant Rani Prashar applied for load enhancement from 15 KW to

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52 KW against her connection having CA No. 152992758 installed at her premise no. 42, pvt. No. 42/2, Gali No. 3, Friends Colony Industrial Area, Delhi-95. She further submitted that respondent has not enhanced her load till date due to baseless reasons.

3. The respondent in reply briefly stated that complainant applied for load enhancement which can be enhanced in terms of Regulations 17 (2) of DERC (Supply Code and Performance Standards) Regulations 2017 and the said Regulation is narrated below:-

17. Existing connections:-

(2) Load Enhancement on the request of consumer:- (i) The applicant shall apply for load enhancement in the format notified in the Commission's Orders. (ii) The procedure as laid down in Regulation 11 for release of electricity connection shall be followed. (iii) If the effective date of load enhancement falls between the billing cycles, the Licensee shall raise the bill on pro-rata basis during that billing cycle.

Respondent further submitted that upon receipt of request of consumer for enhancement of load, site was visited on 04.07.2022 thereafter, on 06.07.2022 letter was issued to the complainant whereby discrepancies found that at the time of inspection were duly communicated. Following were the discrepancies:-

1. ELCB is to be installed as per the load requirement.
2. One supporting iron angle required at site.
3. Please arrange to confirm your site activity.
4. As per site survey it was found that the goods lift is installed at your site, so please arrange to submit valid lift fitness certificate or affidavit for safety of building.
5. At the time of document verification it was found that you have submitted different address in documents (like MSME), so please clear the same.
6. As per document verification, please arrange to submit DPCC undertaking.
7. As per verification property no. 42, Gali No. 3, friends' colony industrial area is booked by EDMC. Please arrange to submit NOC from the concerned department.



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As the address in EDMC list and occupancy proof submitted by the complainant were different as such in terms of legal view taken letter dated 02.09.2022 was issued to EDMC for confirmation as to whether the address of the applicant as provided by him and the address as appearing in the MCD list is same or not. Till date respondent has not received confirmation from MCD.

4. Heard both the parties and perused the record.
5. Heard the arguments of Authorized Representative of the complainant and OP-BYPL. Representative of the complainant has submitted that he is ready to fulfill the above said requirements of the respondent ranging from, sl. No. 1 to 6. He further submitted that objection no. 7 of the Respondent regarding MCD booking, his premises are not booked by MCD and respondent has not given him any proof for the same.
6. In this record, LR of OP submitted that they are ready for amicable solution in this case but the complainant has to fulfill the following six conditions before release of the new connection.
 1. ELCB is to be installed as per the load requirement.
 2. One supporting iron angle required at site.
 3. Please arrange to confirm your site activity.
 4. As per site survey it was found that the goods lift is installed at your site, so please arrange to submit valid lift fitness certificate or affidavit for safety of building.
 5. At the time of document verification it was found that you have submitted different address in documents (like MSME), so please clear the same.
 6. As per document verification, please arrange to submit DPCC undertaking.

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7. The factual position as apparent on record shows no evidence regarding MCD booking and complainant is ready to fulfill requirements of the respondent from Sl. No. 1 to 6 as stated above. Therefore, respondent is ready to release the connection to the complainant.

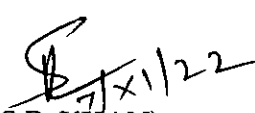
ORDER

The complaint is allowed. The respondent is directed to release the new connection of the complainant after completion of required commercial formalities.

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


(VIJAY SINGH)
MEMBER