



C A No. Applied For
Complaint No. 348/2023

In the matter of:

Saleem MalikComplainant

VERSUS

BSES Yamuna Power LimitedRespondent

Quorum:

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

Appearance:

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

ORDER

Date of Hearing: 05th December, 2023

Date of Order: 08th December, 2023

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

1. By way of present complaint, the complainant has sought directions of this forum to OP, to release new electricity connection applied by him vide application nos 8006462663, 8006462658, 8006462673 and 8006462667 at premises no. F-22, GF, Northern side Gali No. 23, Chand Bagh, Delhi-110094. This complaint is against rejection of the application of the complainant by the OP alleging that there are dues at site, Building Completion Certificate is required for height.

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Secretary
CGRF (BYPL)

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2. On notice, OP by filing its reply states that complainant is seeking new electricity connections on ground floor, fourth floor and fifth floor of property bearing no. F-22, Gali No. 23, Chand Bagh, Delhi-110094 vide applications no. 8086462673, 8006462667, 8006462663 and 8006462658. OP further submitted details of requests hereunder:-

S.No.	Request No.	Applied Floor	Reason for rejection
1	8006462658	5 th Floor, North Side	BCC/Architect Certificate Required/Outstanding dues
2	8006462663	4 th floor, North Side	Same as above
3	8006462667	Fifth floor, South Side	Same as above
4	8006462673	GF, North Side	Outstanding dues

Reply also states that site was inspected and upon inspection it was found that the building is a residential building and structure consists of ground + five floors. On Ground floor there are two shops and two dwelling units and above ground floor each floor has two dwelling units. The complainant has applied for one connection on GF, one connection on 4th floor which is effective 5th floor and two connections on the 5th floor which is effective sixth floor when counted from ground floor. As the height of the building is more than 15 meters, requests, for fifth floor which is effective 6th floor, were rejected for want of fire safety clearance certificate/Building Completion Certificate and requests for 4th floor which is effective fifth floor was rejected for want of Architect Certificate. Further dues of CA No. 152169698, which was registered for Ground Floor in the name of Mr. Ram Pal Singh, were found to be outstanding. This connection can be allowed to be restored, if so sought by its consumer as six months have not been elapsed after its disconnection.

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OP further added that for releasing of electricity connections on the effective 6th floor, the complainant had submitted a Building Completion Certificate (BCC) bearing File no. 10116200 dated 19.06.2023 along with Map. However, the said Building Completion Certificate (BCC) has been issued in respect of address 1819, presently known as 2816, Shankar Gali, Kali Masjid, Bazar Sita Ram, Delhi-110006, whereas the address of the subject premises is F-22, Gali No. 23, Chand Bagh, Further, neither map nor the building completion certificate have been self attested by the complainant.

3. The counsel of the complainant filed its rejoinder submitting therein that he has revised the BCC and Sanctioned Building Plan and have submitted the same in division office of OP, but till date connections are not released. In reply to this, OP stated that on the basis of BCC they have ^{Processed} ~~released~~ three connections and one connection is on hold as the space provided for installation of meters has water pipe line inside the pillars, thus, the complainant should provide ample and open space for installation of the meter.
4. Both the parties were directed to conduct joint visit to ascertain the factual position of the site. Site was visited and OP vide its mail stated that complainant representative Mr. Nazir agreed to give space for installation of meter.
5. Regarding outstanding dues of Ground Floor complainant placed on record copy of communication to OP submitting payment receipt of the said dues.
6. Heard and perused the record.

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CGRF (BYPL)

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7. As required, BCC has been submitted and space for installation has been provided, beside payment of outstanding dues duly made, thus we find no obstacle in grant of complaint of the complainant.


ORDER


Complaint is allowed with the direction to OP to release the new connections by the complainant vide request no. 8006462663, 8006462658, 8006462673 and 8006462667 applied for 4th floor and 5th floor of premises no. F-22, GF, Northern side Gali No. 23, Chand Bagh, Delhi-110094.

Case is disposed off as above.

No order as to cost. Compliance report within 21 days of receipt of this order be filed by the OP in this Forum.

File be consigned to Record Room.


(S.R. KHAN)
MEMBER-TECH


(P.K. SINGH)
CHAIRMAN


(P.K. AGRAWAL)
MEMBER-LEGAL


(NISHAT AHMAD ALVI)
MEMBER-CRM


(H.S. SOHAL)
MEMBER

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