



C A No. Applied For
Complaint No. 64/2022

In the matter of:

Sushila Sakdani & Bedana HoldarComplainant

VERSUS

BSES Yamuna Power LimitedRespondent

Quorum:

1. Mrs. Vinay Singh Member(Law)
2. Mr. Nishat Ahmad Alvi, Member (CRM)

Appearance:

1. Mr. Vinod Kumar, Counsel of the complainant
2. Mr. Imran Siddiqi & Ms. Shweta Chaudhary, On behalf of BYPL

ORDER

Date of Hearing: 10th May, 2022
Date of Order: 12th May, 2022

Order Pronounced By:- Mrs. Vinay Singh, Member (Law)

Briefly stated facts of the case are that the complainant applied for new electricity connection but respondent has not released the same till date.

The complainant's grievance is that they are residing at H.No.-273, TF, front side and back side, Plot no. 4/5, Kh.no. 301, New Ashok Nagar, Delhi, Near Dasmesh Public School, Delhi-110096 and applied for new electricity connections vide request no. 8005413252 & 8005413286 but respondent rejected his application for new connection on pretext of premises under MCD objection

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list. Therefore, they requested Forum to direct the respondent for release of new electricity connection at the earliest.

Notices were issued to both the parties to appear before the Forum on 25.04.2022.

The respondent in their reply stated that applicant Ms. Sushila & Ms. Bedana applied for new electricity connections for domestic purpose vide application no. 8005413286 & 8005413252 at H.No. 273, TF, Plot No. 4/5, Kh. No. 301, New Ashok Nagar, Delhi-110096. After site verification it was found that applied address of the premises for which new electricity connections are applied is appearing in the objection list of EDMC. Respondent further added that application for new connections is falling in the MCD objection list so occupancy cum completion certificate is required; therefore, deficiency letter was issued to the complainant on 11.02.2022.

The matter was listed for hearing on 25.04.2022, when counsel of the complainant sought time for filing EDMC certificate.

The matter was finally heard on 10.05.2022, when counsel of the complainant submitted RTI from EDMC in which it is clearly stated that property no. E-273, New Ashok Nagar, was booked on 09.12.2017 and "unauthorized construction in the shape of only basement." Arguments were heard and matter was reserved for orders.

The main issue in the present complaint is whether the connections can be granted or not.

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From the narration of facts and material placed before us we are of the considered opinion that the complainants applied for new electricity connection at H.No. 273, third floor and third floor front side plot no. 4/5, Kh. No. 301, New Ashok Nagar, Delhi.


According to the RTI filed by counsel of the complainant dated 10.05.2022, it is clearly mentioned that the said premises is booked for 'unauthorized construction in the shape of ONLY basement.


In view of the above, we direct as under

1. Respondent is directed to release the connections to the complainants after fulfilling all the commercial formalities by them as per DERC Supply Code 2017.
2. Respondent is further directed to release the connections within 15 days from the date of this order.

The case is disposed off.

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


(NISHAT AHMAD ALVI)
MEMBER (CRM)


(VINAY SINGH)
MEMBER (LAW)