

C A/CRN No. 008004287067
Complaint No. RA .06/2020 in CG No.15/2020

In the matter of:

Nita Rani

.....Complainant

VERSUS

BSES Yamuna Power Limited

.....Respondent

Date: 18.11.2020

Briefly stated facts of the case are that the complainant lodged a complaint for non-releasing a connection since 2015.

The Forum vide order dated 16th Oct., 2020 directed the Respondent to pay a compensation of Rs.1,56,040/- to the complainant because the complainant is deprived of electricity since 2015 due to wrong billing, delayed connection and fined after "15 meter' building height". Respondent seems to be negligent.

The Complainant is not satisfied with the order of the Forum, filed a review application on 23rd Oct., 2020 and we have also received a letter from Ombudsman dated 28.10.2020 asking for/sending original case file, which is also attached. The Respondent has filed a Review Application on 12.11.2020. As per the CGRF Regulation, 2017, 13 (1):-

13(1): "The Forum shall not entertain a grievance if it pertains the same subject matter for which any proceeding before any court of law authority or any other Forum is pending or a decree, a award or a final order has already been passed by any competent court/ Authority or Forum"

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As per the Regulation, "Once the matter is appealed by the complainant on the order passed by CGRF, 16th Oct, 2020. So, the Review Application filed by the Respondent is not maintainable as per the CGRF Regulations 13(1), 2017",

Since the matter is in appeal before the Hon'ble Ombudsman, this Forum has no jurisdiction to entertain the Review Application and the Complainant not satisfied by the order of the Forum, therefore, the Review Application is not maintainable as per CGRF Regulations, 2017, 13(1) and already the case file is with the Ombudsman.


(HARSHALI KAUR)
MEMBER(CRM)


(VINAY SINGH)
MEMBER(LEGAL)


(ARUN P. SINGH)
CHAIRMAN