

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

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SECY/CHN 015/08NKS

C A No. Applied for
Complaint No. 293/2024

In the matter of:

Afsari BegumComplainant

VERSUS

BSES Yamuna Power LimitedRespondent

Quorum:

1. Mr. P.K. Singh, Chairman
2. Mr. Nishat Ahmad Alvi (CRM)
3. Mr. P.K. Agrawal, Member (Legal)
4. Mr. H. S. Sohal, Member

Appearance:

1. Mr. Neeraj Kumar, Counsel of the complainant
2. Ms. Ritu Gupta, Mr. R.S. Bisht, Mr. Akshat Aggarwal & Ms. Chhavi Rani, On behalf of BYPL

ORDER

Date of Hearing: 05th September, 2024

Date of Order: 11th September, 2024

Order Pronounced By:- Mr. P.K. Agrawal, Member (Legal)

1. This complaint has been filed by Ms. Afsari Begum against BYPL-Darya Ganj. The brief facts of the case giving rise to this grievance is that the complainant applied for new electricity connection either under NX category or DX category vide request no. 8006831934 for NX and 800692265 for DX, at premises no. 3016-3017, Mezzanine floor, Kucha Chellan, Daryaganj, Delhi-110002, but respondent rejected the application of the complainant on pretext of connection already exist, fire safety clearance required as building is mixed building.

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CGRF (BYPL)

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2. The respondent in reply briefly stated that the present complaint has been filed by complainant seeking new connection at first floor of property bearing no. 3016-3017, Kucha Chellan, Darya Ganj, Delhi-110002, claiming that the said floor is Mezzanine floor. Reply further submitted that the building structure is G+6. Complainant applied for new connection for mezzanine floor i.e. floor over ground floor. In respect of same floor earlier Jamaluddin had applied for new domestic connection in July 2023, claiming same floor as first floor which was allowed and connection was released. Accordingly, the application of the complainant is rejected as applied portion is already energized via meter no. 35841810 for DX purpose. The existing connections in the building are as under:

S.No.	Meter No.	C A No.	Floor	Category
1	35841810	154180395	First floor	DX
2	35841816	154180398	Second Floor	DX
3	35841812	154180397	Third floor	DX
4	35845783	154200480	Fourth floor	DX
5	35928299	100304529	No floor	NX

Reply further stated that the height of the building is more than 15 meters and no new connection would be provided without fire certificate or BCC in lieu thereof.

3. In response to the reply of OP, the complainant filed rejoinder refuting therein the contentions of the respondent as averred in their reply and submitted that the applied premises comes under 15 meters, hence no need to file BCC/fire clearance certificate. He further submitted that he purchased property on 04th May 2023 and the above said property is without electricity connection. He also submits that the existing NX connection bearing CA no. 100304529, meter no. 35928299 in the name of Kishan Devi is being used at Ground Floor.

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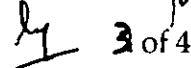
4. Arguments of both the parties are heard at length.
5. From the narration of facts and material placed before us we find that the complainant applied for new connection under non-domestic category and domestic category at first floor/mezzanine floor of property bearing no. 3016-3017, Kucha chellan, Darya Ganj, Delhi-110002. OP rejected the application of the complainant by raising two fold deficiencies firstly stating that the height of the building is more than 15 meters and secondly the applied address is already energized vide CA no. 154180395.
6. Regarding the first issue of height of the building, in this regard, the OP in their reply has stated that the building height is G+6 and also the site visit report submitted on record shows that building structure is ground plus six floors over it, but the meter details provided by OP shows electricity connections till 4th floor. No details of the connections on fifth and sixth floors are provided by OP. The complainant also has not provided any details regarding the existing floors in the applied building. Thus this objection of OP cannot be relied upon and in the absence of the factual site position; this Forum cannot give any relief against this objection of OP.

Regarding the second objection of OP, the applied address is already energized vide CA No. 154180395. In this regard, the site map shows that the mezzanine floor for which the complainant has applied for new electricity connection is the effective first floor and same is already energized through meter no. 35841810. The counsel of the complainant has not placed any concrete proof in support of his claim that the energized first floor is different from his mezzanine floor.

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7. Thus in view of above findings we are of considered opinion that the complainant's application for new connection cannot be granted, as the complainant failed to provide any proof in support of his contentions that his premises are different than that at the first floor and height of the building is less than 15 meters. Therefore, the application of the complainant for new connection as applied for by the complainant is rightly rejected by OP.

ORDER

The complaint is rejected. OP has rightly rejected the application of the complainant for new connection.

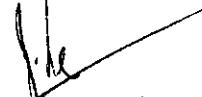
Accordingly, the complaint is dismissed as not maintainable.

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


(H.S. SOHAL)
MEMBER

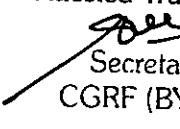

(P.K. AGRAWAL)
MEMBER (LEGAL)


(NISHAT A ALVI)
MEMBER (CRM)


(P.K. SINGH)
CHAIRMAN

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