

C A No. Applied for  
Complaint No. 579/2024

In the matter of:

Bibi Tarana Parvin

.....Complainant

VERSUS

BSES Yamuna Power Limited

.....Respondent

Quorum:

1. Mr. P.K. Agrawal, Member (Legal)
2. Mr. S.R. Khan, Member (Technical)
3. Mr. H. S. Sohal, Member

Appearance:

1. Mr. Imran Ul Haq Siddiqi, Counsel of the complainant
2. Mr. Prashant Sharma, Mr. R.S. Bisht, Ms. Chhavi Rani & Akshat Aggarwal, on behalf of BYPL

ORDER

Date of Hearing: 22nd April, 2025

Date of Order: 25th April, 2025

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

1. The brief facts of the case giving rise to this grievance are that the complainant applied for name change vide request no. 8007218236, CA no. 101050677 at premises no. F-84, GF, Jawahar Park, Laxmi Nagar, Delhi-110092, which was rejected by OP on grounds of user's bills pending.

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2. The respondent in reply briefly stated that the present complaint has been filed by complainant seeking for name change of the registered owner of the electricity connection bearing CA no. 101050677 registered in the name of Shabina, w/o Ifrahim Ahmed, installed at F-84, GF, Jawahar Park, Laxmi Nagar, Delhi-110092 vide application no. 8007218236.

The said premises are having dues of electricity connection having CA no. 100932448 registered in the name of Sycol Ali which was installed at premises at F-84, Jawahar Park, Laxmi Nagar, Delhi-110092.

OP further stated that the complainant has mentioned in the complaint that the user of such pending dues/bill already existing consumer however he has meter in the same name vide C A no. 101057685.

3. The complainant rebutted the contentions of the respondent as averred in their reply and submitted that OP has rejected her application for name change on pretext of dues of CA No. 100932448 in the name of Sycol Ali and asked for pro-rata share of Rs. 6194/-. The said dues does not pertain to the complainant as the complainant's connection was installed in 2010 prior to the disconnection of the disconnected connection of Sycol Ali which was disconnected in the year 2014. Complainant also placed on record Forum's order in similar matter of Meena Vs BYPL in C G No. 446/2024.

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4. Heard both the parties and perused the record at length.
5. As far as legal position is confirmed according to DERC (Supply Code and Performance Standards) Regulations, 2017, Sub-Regulation 17
17. Existing connections:-
- (1) Transfer of connection
- (i) If any applicant wants transfer of connection due to any reason such as change of consumer's name due to change in ownership or occupancy of property, transfer to legal heir, etc. he shall apply to the Licensee in the prescribed format as notified in the Commission's Orders.
- (ii) Any deficiency in the application shall be intimated in writing. The application shall be accepted only on removal of such deficiencies.
- (iii) The request for transfer of connection shall not be accepted unless all recoverable dues in respect of the concerned connection are fully paid: Provided that once connection is transferred, no dues / arrears shall be recovered from the new consumer.
6. As per the above stated Regulation, it is clearly mentioned that all the recoverable dues in respect of the concerned connection are fully paid. Here the concerned connection is CA no. 101050677, against which the complainant has sought name change. Therefore, the complainant is liable to clear the dues of this connection only, if any. Other dues as demanded by OP are not payable by the complainant.
7. Accordingly, the complaint is allowed. The respondent should ask the complainant for payment of dues of his portion only.

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ORDER


The complaint is allowed. OP is directed to change the name of the complainant as per DERC Regulations 2017 and without asking for payment of dues of other premises, apart from the dues of her portion.


The parties are hereby informed that instant Order is appealable by the Consumer before the Ombudsman within 30 days of the receipt of the Order.

If the Order is not appealed against within the stipulated time, the same shall be deemed to have attained finally.


Any contravention of these Orders is punishable under Section 142 of the Electricity Act 2003.

  
(H.S.SOHAL)  
MEMBER

  
(P.K. AGRAWAL)  
MEMBER (LEGAL)

  
25/4/25  
(S.R. KHAN)  
MEMBER (TECH.)

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