

C A No. Applied for
Complaint No. 235/2024

In the matter of:

Chamman KhanComplainant

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. S.R. Khan, Member (Technical)

Appearance:

1. Mr. Vinod Kumar, Counsel of the complainant
2. Mr. Akash Swami, Ms. Seema Rawat & Ms. Chhavi Rani, On behalf of BYPL

ORDER

Date of Hearing: 18th July, 2024

Date of Order: 24th July, 2024

Order Pronounced By:- Mr. S.R. Khan, Member (Technical)

1. The brief facts of the case giving rise to this grievance are that the complainant applied for name change vide request no. OOLNR0304241221 for CA no. 153141026, installed at premises no. R-157, first floor, Gali no. 8, Ramesh Park, Laxmi Nagar, Delhi-110092 but respondent rejected his application for name change on the pretext of floor mismatch, sale deed and deed related details pages are mismatch and ownership proof required.

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Secretary
CGRF (BYPL)

1 of 3

Complainant No. 235/2024

2. The respondent in reply briefly stated that the present complaint has been filed by complainant seeking name change with respect to existing domestic connection for premises bearing no. R-158, FF, Gali No. 8, Ramesh Park, Laxmi Nagar, Delhi-110092 vide request no. OOLNR0304241221 and the reason for denial for application of the complainant was floor mismatch in sale deed of the applied site as applied floor for change of name is first floor but the supporting document of ownership i.e. sale deed contains second floor.

Reply further states that upon inspection of the said premises, it was discovered that there are deficiencies which is in direct violation of DERC Supply Code and Performance Standards, Regulations 2017.

It is also added that the complainant is seeking name change from existing Mr. Anees Ahmed to Mr. Chamman Khan of the existing meter connection pertaining to first floor on the basis of ownership documents i.e. sale deed is inconsistent with description of the property upon the name change is requested.

3. In rejoinder to the reply, the complainant submitted that for name change he has submitted property documents vide sale deed dated 03.03.2023. It was also submitted that the complainant is co-owner of the built up first floor without roof rights and second floor is wrongly mentioned by the official of the sub-registrar in place of correct first floor and for which the complainant is ready to file/submit affidavit. Rejoinder also submitted that defect of spelling in FRIST FLOOR instead of FIRST FLOOR is in fact typographical mistake. Complainant further denies the contentions of the respondent as averred in their reply.

4. Heard arguments of both the parties.

Complainant No. 235/2024

5. From the perusal of the documents placed on record, it is transpired that the property papers/sale deed placed on record by the complainant on the 4th page states as below:

"whereas the vendor is the absolute owner and in possession of Built-UP first floor, upto ceiling level without roof rights."

On the contrary, on the page showing Deed Related Details, shows property address house no. R-158, SF, Ramesh Park.

6. In view of the above, it is clearly shown that there is discrepancy with the property documents. Therefore, the application for name change of the complainant is rightly rejected by the OP. The complainant should approach Registrar office for correction/mismatch of the floor mentioned in the sale deed.

7. Therefore, we are of considered opinion that the application of the complainant has been rightly rejected by the OP.

ORDER

The complaint is rejection. Rejection of the application of the name change by OP is considered correct and the complainant should approach appropriate office for correction of the same.

The case is disposed off as above.


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


(S.R. KHAN)
MEMBER-TECH


(P K SINGH)
CHAIRMAN


(P.K.AGRAWAL)
MEMBER-LEGAL


(NISHAT AHMAD ALVI)
MEMBER-CRM


3 of 3

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