

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. 111/2025

In the matter of:

Deepanshi AggarwalComplainant

VERSUS

BSES Yamuna Power LimitedRespondent

Quorum:

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

Appearance:

1. Mr. Ankur Goel, Husband of the complainant
2. Mr. Akash Swami, Mr. R.S. Bisht & Ms. Chhavi Rani, On behalf of BYPL

ORDER

Date of Hearing: 05th June, 2025

Date of Order: 10th June, 2025

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

1. The brief facts of the complaint are that the complainant applied for new electricity connections vide request no. 80074648338007464857, 8007464865, 8007464872 and 8007464875 at premises no. B-53/B, part of property B-53 Shahdara, Mansarovar Park, Near Gupta Medicos, Delhi-110032 which was rejected by OP on grounds of address in MCD objection list.

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Secretary
CGRF (BYPL)

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2. The respondent in its reply against the complaint submitted that the complainant has applied for new domestic connection at premises no. B-53, first floor, Kh. No. 316, 327 block-B, part of property B-53, Shahdara, Mansarover Park, Near Gupta Medicos, Delhi-110032. The application of the complainant was rejected on grounds of Applied address is appearing in MCD booking list dated 15.01.2024 vide letter no. EE(B)-II/SH-N/2024/D-293 and a temporary connection exists at the applied premises bearing meter no. 35846845 in the name of Ankur Goyal which needs to be removed and accordingly MRO is required.

3. In response to the reply of OP, the complainant filed rejoinder stating therein that the complainant has applied for five new electricity connections whereas OP has considered only one connection. The complainant further submitted that her premises is constructed as stilt parking + four floors over it and the construction of her premises started after receipt of necessary building plan sanctioned and duly approached and released by MCD department on 27.07.2023. It is further her submission that she has paid the building plan sanction fees of Rs. 1,75,787.86/- . The complainant further stated that MCD without giving her ample opportunity for hearing booked her premises. The complainant further added that she has constructed her premises as per the sanctioned building plan.

The complainant has also attached list of 180 new electricity connections which were applied and installed in the premises or building by the respondent, knowing the facts that these constructions are either illegal or unauthorised as per the MCD bye laws and took the advantage of MCD office's corruption.

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4. Arguments of both the parties were heard.
5. From the narration of facts and material placed before us we find that the complainant applied for five new electricity connections at newly constructed premises bearing address B-53/B, old no. B-53, Mansarovar Park, Shahdara, Delhi-110032. The complainant in its support has placed on record receipt under Saral Scheme of Municipal Corporation of Delhi dated 25.07.2023, according to which "undertaking under Saral Scheme has been received from Deepanshi Aggarwal, Ankur Goyal for intimation of construction start in plot no. B-53-B, address property no. B-53-B part of prop no. B-53, Khasra no. 316 MIN, 327 MIN, situated at Mansarovar Park, Illaqa Shahdara, Delhi-32." This letter also mentions that "this is only an acknowledgment of the intimation of construction that given by the complainant. However, full responsibility of carrying out the work in accordance with the building bye laws shall solely and squarely lie with the owner/builder/architect/engineer and in case of any building bye laws violation, they only shall be liable for action under the law.

The said applications of new connections of the complainant were rejected by OP on the grounds of MCD booking vide letter no. EE(B)-II/SH-N/2024/D-293 dated 15.01.2024. The said list mentions property of the complainant at sl. No. 5, in the shape of U/C in the shape of GF, FF, SF, third floor and chajja on Mpl. Land.

- a. The complainant itself has submitted Order of Demolition of Building under section 343 of DMC Act 1957 (66 of 1957) issued by Municipal Corporation of Delhi dated 25.01.2024. The said order states unauthorised construction in shape of entire ground floor, first floor, second floor and third floor and chajja on Mpl. Land.

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In her rejoinder the complainant has mentioned numerous complaints which are with regard to the MCD officials. Regarding the complaint of BCC official, the complainant should approach Vigilance Department of the licensee as this Forum has no jurisdiction to entertain the complaint in this regard.

6. Performa for new connection has been provided in DERC (Supply and Performance Standards) Regulations, 2017 as annexure 1, seven declarations are required as per forma and in this case 5th one is important "that the building has been constructed as per prevalence building bye-laws and fire clearance certificate, if required, is available with the applicant."

DERC (Supply Code and Performance Standards) Regulations 2017, Rule 11 (2)(iv)© shows that "the Licensee shall not sanction the load, if upon inspection, the Licensee finds that:

(c) the energizaiton would be in violation of any provision of the Act, Electricity Rules, Regulaitons or any other requirement, if so specified or prescribed by the Commission or Authority under any of their Regulations or Orders.

7. Hon'ble Delhi High Court in case of Parivartan Foundation V/S. South Delhi Municipal Corporation & Others W.P. (c) 11236/2017 dated 20.12.2017 has laid down that

1. The BSES Rajdhani Private Limited and the Delhi Jal Board shall ensure that no connections are provided and water and electricity is not supplied to the buildings constructed in violation of law.
2. In case, the connections have been given to the buildings constructed in violation of law, appropriate steps in accordance with law shall be taken regarding those connections.

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8. In view of the above, we are of considered opinion that the applications of the new connections of the complainant can only be granted if the complainant files BCC from MCD.

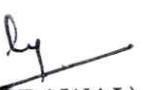
ORDER

The complaint is rejected. OP has rightly rejected the application of the complainant for new connection. For release of new electricity connection the complainant has to produce BCC from MCD.

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.


(P.K. AGRAWAL)
MEMBER (LEGAL)


(S.R. KHAN)
MEMBER (TECH.)


(P.K. SINGH)
CHAIRMAN

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Secretary
CGRF (BYPL)