



C A No. Applied For
Complaint No. 209/2024

In the matter of:

Gulshana

.....Complainant

VERSUS

BSES Yamuna Power Limited

.....Respondent

Quorum:

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

Appearance:

1. Mr. Suraj Aggarwal, Counsel of the complainant
2. Ms. Ritu Gupta, Ms. Chhavi Rani & Mr. Akshat Aggarwal, On behalf of BYPL

ORDER

Date of Hearing: 13th June, 2024

Date of Order: 14th June, 2024

Order Pronounced By:- Mr. Nishat A Alvi, Member (CRM)

1. This complaint has been filed by Ms. Gulshana against BYPL-Nand Nagri. The brief facts of the case giving rise to this grievance are that the complainant applied for new electricity connection vide request no. 8006793256 at premises no. 467, Ground floor, Kh. No. 112, village Mandoli, Delhi-110093, but respondent rejected the application of the complainant for new connection on the pretext of meter removed in sealing drive, de-sealing letter required and no wiring.

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Secretary
CGRF (BYPL)

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2. OP in its reply briefly stated that the present complaint has been filed by the complainant seeking new electricity connection under non-domestic purpose at ground floor of premises bearing no. 467, Khasra No. 112, Village Mandoli, Delhi-93 vide application no. 8006793256.

Upon receipt of the application the subject premises were inspected and it was found that the building structure consists of ground floor and first floor. At the time of inspection, no commercial activity was found going on in the applied floor as the premise was found vacant and as such the nature of activity to be carried out by the complainant at applied premises is unknown. It was further observed that no proper wiring exists at site. One domestic electricity connection was found installed and registered for the first floor in the name of Asif Ali.

The application of the complainant was rejected for want of Consent to Establish from Delhi Pollution Control Committee (DPCC) and filing of a de-sealing/ revocation letter from the concerned authority.

3. In response to the reply, the complainant filed rejoinder refuting therein the contentions of the respondent as averred in their reply and submitted that he need connection for godwon purpose and need to keep ice-cream carts. He also submitted that DPCC vide its order dated 20.06.2016 at page no. 4 at sl no. 9 (xiv) has clearly stated that for godwon DPCC approval is not required.

4. Heard both the parties and perused the record.

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5. During arguments it transpired that the letter dated 22.12.2023 of DPCC relates to the drive against serious polluting activities/industries, while as per letter dated 20.05.2016 of DPCC for godown, no consent from DPCC is required, provided no air/water pollution is caused. In the present case complainant states that he will use the premises for keeping idle ice cream carts, which shall not cause air/water pollution. Regarding wiring complainant is ready to undertake that prior to the grant of connection proper wiring shall be completed. In the facts and circumstance for godown no consent of DPCC is required and we don't find any hurdle in grant of connection for godown purpose if complainant undertakes that he shall use the premises only for keeping idle ice cream carts without causing any air / water pollution and that prior to grant of connection proper wiring shall be completed and he further undertakes that if in future he was found causing air/water pollution in the premises OP shall be at liberty to take appropriate action against it.

Order

Complainant is allowed. OP is directed to grant a non-domestic connection on the applied premises for godown purpose, subject to pre undertaking of complainant that he shall not cause air/water pollution in using the said premises as godown and he shall complete proper wiring before the installation of the said electricity connection in the applied premises'

OP should also file compliance report within 21 days from the date of this order.

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The case is disposed off as above.

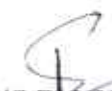
No order as to the cost. Both the parties should be informed accordingly.

Proceedings closed.


(H.S. SOHAL)
MEMBER


(NISHAT A ALVI)
MEMBER (CRM)


(P.K. AGRAWAL)
MEMBER (LEGAL)

 14/6/24
(S.R. KHAN)
MEMBER (TECH.)

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