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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

Phone 32978140 Fax: 22384886

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SCV-CH-0088NKS

C A No. Applied for
Complaint No. 261/2024

In the matter of:

Junaid

.....Complainant

VERSUS

BSES Yamuna Power Limited

.....Respondent

Quorum:

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

Appearance:

1. Mr. Akash Ruhela, Counsel of the complainant
2. Ms. Kayya, Mr. R.S. Bisht, Mr. Akshat Aggarwal & Mr. Lalit, on behalf of respondent

ORDER

Date of Hearing: 17th September, 2024

Date of Order: 18th September, 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 approached this Forum for removal of enforcement dues appearing in his regular energy bill for CA no. 153158117 installed at premises no. 1071, Farsh Khana, Delhi-110006. It is also his case that his bills are showing pending enforcement dues of the year 2005.

Therefore, he requested the Forum to direct the respondent for removal of the said enforcement dues from his electricity bills.

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2. The respondent in reply briefly stated that the present complaint has been filed by the complainant seeking removal of outstanding enforcement dues in respect of bill no. CCENF120920050002 and direction to OP to not to disconnect the electricity supply vide CA No. 153158117.

Reply further states that this Forum has no Jurisdiction to entertain this complaint as the present complaint is outside the scope of jurisdiction of this Forum as the present complaint pertains to enforcement bill which comes under Section 135 of the Electricity Act 2003.

3. The complainant in its rejoinder refuted the contentions of the respondent as averred in their reply and reiterated his original complaint. He further submits that he filed the present complaint for removal of message being displayed at the bottom of the regular bill. He also states that he purchased the property from Mehboob Alam and Mohammad Irfan on 15.06.2022 and got the name change done in the year 2020 but at the time of name change, OP has not raised any bill.

4. Heard arguments of both the parties were heard at length.

5. From the narration of facts and material placed before us we find that the complaint of the complainant is regarding removal of enforcement dues appearing in his regular energy electricity bill. OP raised objection that this complaint pertains to the Section 135 of the Electricity Act 2003, thus it is not in the jurisdiction of this Forum.

*for
Bharat*

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6. Before disposal of the complaint, the relevant regulation of THE DELHI ELECTRICITY REGULATORY COMMISSION (Forum for Redressal of Grievances of the Consumers and Ombudsman) REGULATIONS, 2018 is narrated here:

13. Limitation of Jurisdiction of the Forum

(1) The Forum shall not entertain a grievance if it pertains to the same subject matter for which any proceedings before any court, authority or any other Forum is pending or a decree, award or a final order has already been passed by any competent court, authority or forum.

(2) The Forum shall not entertain grievances falling under Sections 126, 127, 135 to 139, 142, 152, and 161 of the Act.

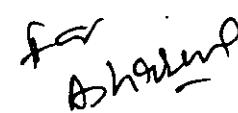
7. Thus, the objection of the OP is justified and as per above stated Regulation, this Forum has no jurisdiction to entertain the present complaint. The complainant should approach appropriate court/forum for Redressal of his grievance.

8. Case is dismissed as above. No order as to the cost. Both the parties should be informed accordingly. Proceedings closed.


(S.R. BHAWAN)
MEMBER (TECH.)


(P.K. AGRAWAL)
MEMBER (LEGAL)


(P.K. SINGH)
CHAIRMAN


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