



C A No. Applied for
Complaint No. 401/2024

In the matter of:

Kavita

.....Complainant

VERSUS

BSES Yamuna Power Limited

.....Respondent

Quorum:

1. Mr. P.K. Singh, Chairman
2. Mr. P.K. Agrawal, Member (Legal)
3. Mr. H.S. Sohal, Member

Appearance:

1. Mr. Neeraj Kumar, Counsel of the complainant
2. Mr. R.S. Bisht, Ms. Chhavi Rani, Mr. Lalit & Mr. Akshat Aggarwal, On behalf of BYPL

ORDER

Date of Hearing: 02nd January, 2025

Date of Order: 06th January, 2025

Order Pronounced By:- Mr. H.S. Sohal, Member

1. The brief facts of the case giving rise to this grievance are that the complainant applied for new electricity connection at premises no. 142, First Floor, Gali No.-4, PH-9, Shiv Vihar, Karawal Nagar, Delhi-110094, vide request no. 8006991508. The application of complainant was rejected by OP on the pretext of Pending of TF Punching and Dues of Rs. 42956/-.

Attested True Copy

Secretary
CGRF (BYPL)

Complainant No. 401/2024

2. The respondent in reply briefly stated that the present complaint has been filed by the complainant seeking a new electricity connection at the property bearing no. 142, First Floor, Gali No.-4, PH-9, Shiv Vihar, Karawal Nagar, Delhi-110094, vide request no. 8006991508. Applied new connection is rejected on pretext of same site dues against CA No. 101380254 of Rs. 9843/- in the name of Mr. Surender Kumar who is the husband of the complainant namely Ms. Kavita.

Reply further added that the reassessment of the bill was done as connection was installed and the system has been charging the bill from 22.01.2009 but regular connection was installed against CA No. 101376545 on 17.03.2005. Hence, the updated bill is being shown hereinabove detailing out the amount payable as Rs. 9843.52/-.

3. Counsel for the complainant in its rejoinder refuted the contentions of the respondent as averred in their reply and submitted that the husband of the complainant purchased the property in question having address house No. 142, First Floor, Gali No.-4, Shiv Vihar, Karawal Nagar, Delhi-110094 on 10.04.1986. Rejoinder further added that at the time of purchase the plot was not constructed and there was no electricity pole around the complainant's plot. Complainant has one connection vide CA No. 101376545 in the name of Kavita which was released on dated 17.03.2005 thereafter many more connections have been released in this area since 1986 till date but OP have never asked pending dues from any other connection holder.

4. During the hearing, OP was directed to produce K. No. file of connection having CA No. 101380254 in the name of Mr. Surender Kumar.

Attested True Copy

Secretary
CGRF (BYPL)

  2 of 4

Complainant No. 401/2024

5. Heard arguments of both the parties at length.
6. From the perusal of the records placed before us and the K. No. file we find that the disconnected CA No. 101380254 in the name of Mr. Surender Kumar S/o Permeshwar Dayal installed at premises no. 142, Shiv Vihar, Karawal Nagar, Delhi-110094. A copy of ration card has been found in the record of the K. No. file, and Kavita, the complainant is shown as wife of Surender Kumar. Also, the Aadhar Card filed by the complainant along with her complaint shows Surender Kumar as her husband.
7. Therefore, we are of considered opinion that the dues claimed by OP from the complainant for release of new electricity connection are payable by the complainant.
8. During the course of arguments, counsel of the complainant agreed to make the payment of the pro-rata dues.

ORDER

OP has rightly raised pro-rata dues and for release of new electricity connection the complainant has to clear the pending dues. OP is directed to release the new electricity connection as applied for by the complainant vide request no. 8006991508 at first floor of house no. 142, Gali No. 4, Ph-9, Shiv Vihar, Karawal Nagar, Delhi-110094 after making payment of pro-rata dues of Rs. 9843/- and completion of other commercial formalities as per DERC Regulations 2017.

Complainant No. 401/2024


This Order shall be complied within 21 days of the receipt of the certified copy or from the date it is uploaded on the Website of the Forum; whichever is earlier.

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)


(P.K.SINGH)
CHAIRMAN

4 of 4

Attested True Copy


Secretary
(DYPI)