



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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S E C Y C L O D I S T R I C T S

C A No. 153697534
Complaint No. 12/2024

In the matter of:

Mohd AqilComplainant

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. Mohd. Aqil, Complainant
2. Ms. Ritu Gupta, Mr. R.S. Bisht, Mr. Sanjeev Valecha & Ms. Chhavi Rani, On behalf of BYPL

ORDER

Date of Hearing: 21st May, 2024

Date of Order: 29th May, 2024

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

1. This complaint has been filed by Mohd. Aqil against BYPL-Paharganj. The brief fact of the case giving rise to this grievance is for removal of the transferred dues. Complainant alleged that OP has illegally transferred dues amounting to Rs. 46401/- on his CA No. 153697534. The said transferred dues of Rs. 46401/- are of disconnected connection having CA no. 15136687 registered in the name of Mohd Gulfam. Complainant also alleged that Mohd Gulfam is still residing in the same

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building and OP should recover the said dues from him only. He has also applied in PLA from where is withdraw his complaint. Hence, complainant has prayed for the directions to the OP to withdraw and revoke the alleged illegal dues, transferred on aforesaid CA No. belonging to the complainant.

2. OP in its reply briefly stated that the present complaint has been filed by the complainant seeking withdrawal of an amount of Rs. 46401/- . The said amount is the outstanding amount of a disconnected connection bearing CA No. 151366887. The same were transferred to the live connection bearing CA No. 153697534. The connection was disconnected on 16.03.2022 on account of outstanding dues. The details of the electricity connections involved are mentioned herein below:

Sr. No	CA No.	R/C	STATUS	ADDRESS
1	151366887	Md. Gulfam	Disconnected	6369, T/F
2	153697534	Md. Aqil	Live	6372, 4F

The present case is that of the transfer of outstanding dues of one disconnected connection to the live connection of the complainant. On 29.05.2023, the site having address 6369, third floor, Gali Haji Amir Baksh, QasabPura, Sadar, Delhi was visited and it was found that the portion where the disconnected meter was installed was now found to be electrified through the live connection of the complainant. The said illegal extension was done by way of cable passing through the terrace of one house to another house. Accordingly, show cause notice was issued but as there was no response after studying the case dues was transferred. As registered consumers of both live and disconnected

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connections are related to each other and as at the time of site visit illegal extension was found through cable passing from the terrace of registered consumer of disconnected connection, therefore dues were transferred to the live connection of the complainant

3. In response to the reply, the complainant filed rejoinder refuting therein the contentions of the respondent as averred in their reply. The complainant stated that CA No. 151366887 which is now disconnected connection pertains to Mohd Gulfam who is brother-in-law of the complainant and his neighbor also. The complainant clarified that he has nothing to do with Mohd. Gulfam. They have also filed case against the complainant in other Court. These dues do not pertain to him and should be recovered from Mohd Gulfam only.
4. Heard both the Parties and perused the record.
5. From the narration of facts and material placed before us, we find that OP transferred dues amounting Rs. 46401/- of the other connection in the name of Mohd Gulfam having CA no. 15136687 to live connection of Mohd. Aqil having CA No. 153697534.
Complainant submitted that Mohd Gulfam is staying at the same premises and the dues transferred against his CA No. should be recovered from him and the complainant is not liable to clear his dues.
OP submitted that they visited the premises and found Mohd Gulfam at site.
Mohd Gulfam was issued notices to appear before the Forum, but despite giving two opportunities none was present on behalf of Mohd Gulfam.



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6. In view of the above, we are of considered opinion that the dues transferred by OP to the live connection of the complainant having CA No. 153697534 is unbiased and illegal and are not recoverable from the complainant, since Mohd Gulfam, whose dues are pending is still residing at the same premises.
7. Therefore, the dues as transferred by OP on the connection of the complainant are not recoverable from him; the same should be reverted back by OP.

ORDER

The complaint is allowed with the directions to OP to revert back the transferred dues from the live connection of the complainant having CA no. 153697534.

OP is further directed to take steps for recovery of their dues from Mohd Gulfam as per law.

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

The case is disposed off as above.

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



(P.K. AGRAWAL)
MEMBER (LEGAL)



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



(P.K. SINGH)
CHAIRMAN

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