



C A No. 152969238  
Complaint No. 391/2024

In the matter of:

Neetu Rathor

.....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)
4. Mr. H. S. Sohal, Member

Appearance:

1. Mr. Imran Ul Haq Siddiqi, Counsel of the complainant
2. Ms. Ritu Gupta, Mr. R.S. Bisht, Ms. Chhavi Rani & Mr. Akshat Aggarwal, On behalf of BYPL

ORDER

Date of Hearing: 19<sup>th</sup> December, 2024

Date of Order: 19<sup>th</sup> December, 2024

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 vide request no. 8007008821 at premises no. T-60, GF, Tokri walan, Azad Market, Delhi-110006 but OP rejected the application of the complainant for new connection on pretext of MCD objection (re-location/sealing).

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Secretary  
CGRF (BYPL)

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2. The respondent in reply briefly stated that the present complaint is seeking new electricity connection vide application no. 8007008821 at premises no. T-60, GF, Tokri Walan, Azad Market, Delhi. Reply further stated that the application of the complainant for new connection was rejected as applied address was found in MCD objection list in respect of re-location and sealing. Accordingly to IR dated 17.06.2024, building structure consists of ground plus two floors over it and no meter exits at site.

Reply further added that regarding MCD objection of relocation and sealing, OP received mail dated 04.12.2020 from Assitt. Commissioner SP Zone, then NDMC whereby list of 415 units was attached for disconnection of electricity as their household application had been rejected. The complainant's property is mentioned at serial no. 122.

3. Counsel for the complainant rebutted the contentions of the respondent was averred in their reply and submitted that while pursuing the matter with OP, the complainant was asked to file DPCC for release of NX connection, hence the complainant got issued a license for white category from DPCC. However, despite submission of DPCC License of white category, OP did not release the new connection not the complainant.
4. During the course of arguments, OP stated that they are ready to release the new electricity connection to the complainant under domestic category but can't release the connection under NX category to the complainant. The complainant was asked to file Trade License from MCD.

5. As per orders of the Forum, the complainant filed trade license.

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6. In view of the above, we are of considered opinion that the re-location/sealing was done by MCD and now MCD has issued Trade License to the complainant at the same premises for packaging stuff (paper cutting) husk, saw dust etc. purpose. Along with MCD license, the complainant has also placed on record DPCC certificate. Therefore, we don't find any hindrance in releasing the new electricity connection to the complainant with the condition that the complainant should file an affidavit/undertaking that if in future any competent authority takes any action against the property of the complainant, then OP is free to disconnect the electricity connection without serving any notice to the complainant.

ORDER

The complaint is allowed. OP is directed to release the new electricity connection as applied by the complainant vide application no. 8007008821 at premises no. T-60, GF, Tokri Walan, Azad Market, Delhi after completion of the other commercial formalities as prescribed in DERC Regulations 2017 and submission of above stated undertaking.

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)

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

(P.K.SINGH)  
CHAIRMAN

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