

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  
E-mail: cgrfbypl@hotmail.com  
SECY/CHN 015/08NKS

C A No. Applied For  
Complaint No. 459/2023

In the matter of:

Prem Kumar Solanki

.....Complainant

VERSUS

BSES Yamuna Power Limited

.....Respondent

Quorum:

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

Appearance:

1. Mr. Gajender Solanki, Counsel of the complainant
2. Ms. Ritu Gupta & Ms. Chhavi Rani, On behalf of BYPL

ORDER

Date of Hearing: 04<sup>th</sup> April, 2024  
Date of Order: 22<sup>nd</sup> April, 2024

Attested True Copy

Order Pronounced By:- Mr. P.K. Agrawal, Member (Legal)

  
Secretary  
BSES (YPL)

1. This complaint has been filed by Sh. Prem Kumar Solanki, against BYPL-Paharganj. The brief facts of the case giving rise to this grievance are that OP transferred dues of CA No. 100422983 to his live connection having CA no. 100460845 installed at premises no. 6618/1, Neemwala Chowk, Nabi Karim, Delhi-110055. He further stated that he is regularly paying his bills without any default, still OP transferred dues of other connection to his live connection.

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2. The respondent in reply briefly stated that the complainant is seeking withdrawal of dues of Rs. 60,397/- of CA No. 100422983 (disconnected connection) registered in the name of Babu Ram installed at property bearing no. 6548-Q, Secretary, H Mandir Road, Paharganj, Delhi-110055 transferred to CA no. 100460845 registered in the name of Shyam Sunder.

The present complainant has no locus standi to file the present complaint. Admittedly, he is not the registered consumer of live connection. As per the documents placed on record by complainant Sh. Shyam Sunder died on 19.12.2014. However, inspite of passage of approximately 9 years the said connections continues to be in the name of deceased person. The present case has been filed by the complainant in capacity as nephew of Sh. Shyam Sunder and not in his capacity as user of connection.

Reply further added that the premise involved is a Hanuman Mandir bearing no. 6548 situated at Paharganj, Delhi-110055. Sh. Hanuman Mandir Trust Committee had applied for a new connection and the same was rejected for outstanding dues of the disconnected connection.

On rejection, Sh. Hanuman Mandir Trust Committee vide letters dated 13.07.2023 and 25.07.2023 informed OP that outstanding dues as sought from them as a pre-condition for release of new connection did not pertain to temple. They further informed that on the ground floor in the Mandir complex there was shop which was used and occupied by Sh. Babu Ram who was Ex Pradhan of Sh. Hanuman Mandir Trust Committee.

Upon receipt of the said letter, the site was visited on 20.09.2023 and it was found that the alive connection registered in the name of Shyam Sunder was supplying electricity to the registered premises of the disconnected connection.

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3. The complainant filed his rejoinder refuting therein the contentions of the respondent as averred in their reply and submitted that he is not the beneficiary of the outstanding dues. The meter bearing CA No. 100422983 belongs to Hanuman Mandir Society (R) and its post bearer and accordingly society is responsible for clearing of the pending dues. He further submitted that electricity bill of CA No. 100422983 in the name of Babu Ram shows him as Secretary which clearly shows that the meter belongs to the Mandir Society. Whereas the complainant's meter is a private connection in the name of Sh. Shyam Sunder as individual and has no concern with the electricity connection installed in the name of society.
4. Arguments of both the parties were heard at length.
5. From the narration of facts and material placed before us we find that OP transferred dues amounting to Rs. 60,397/- of CA no. 100422983 registered in the name of Babu Ram installed at property bearing no. 6548-Q , transferred to live connection of CA No. 100460845 in the name of Shyam Sunder. Shyam Sunder is in relation of the complainant, thus beneficiary of the dues.

Besides this, as the complainant has admitted in his rejoinder, the properties mentioned for both the CA's have same address.

It may be seen from the papers filed by OP that CA no. 100422983 was disconnected on 02.04.2009 and the CA No. 100460845 was energized in the name of Sh. Shyam Sunder on 18.01.2010. Sh. Shyam Sunder died in 2014 but the connection in his name still continues.

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*[Signature]*  
Secretary  
CGRF (BYPL)



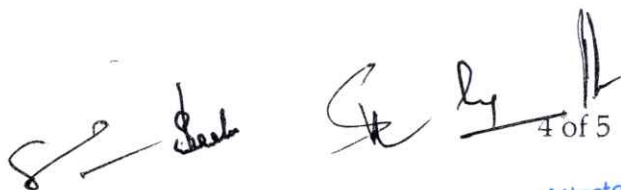
Complaint No. 459/2023

It is obvious that both the connections have a common link of supplying the electricity to the same address.

The complainant's insistence on the fact that Sh. Babu Ram had written the word Secretary in his address does not support his contention that the said CA no. 100422983 was for Hanuman Mandir trust and only trust is responsible to clear the bills, because the said connection was in the name of Sh. Babu Ram and not in the name of Hanuman Mandir Trust which was established in 1959.

The electricity connection should have been applied for in the name of Hanuman Mandir Trust as the Trust has now applied for new connection in 2023 vide application no. 008006375584 (the aforesaid application was rejected due to outstanding dues). However, the CA no. 100422983 was taken personally in the name of Sh. Babu Ram making it clear that he and his successors were responsible for payment of bills. Writing Secretary, President, CEO or otherwise in the address does not change the status of the consumer.

6. Complainant has failed to provide any concrete evidence in support of his contention that he is not beneficiary of the transferred dues. Therefore, the dues transferred by OP are correct and payable by the complainant. Therefore, in view of the above, this Forum is unable to give any relief to the complainant.



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ORDER

The complaint is rejected. OP has rightly transferred dues of disconnected CA No. 100422983 to live connection of the complainant. To facilitate the complainant OP is directed to waive off entire LPSC from the transferred bill amount and also allow him easy instalments if required by the complainant.


The case is dismissed off as above.


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

  
(S.R. KHAN)  
MEMBER-TECH

  
(P K SINGH)  
CHAIRMAN

  
(P.K.AGRAWAL)  
MEMBER-LEGAL

  
(NISHAT AHMAD ALVI)  
MEMBER-CRM

  
(H.S. SOHAL)  
MEMBER

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