



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:cgrfbyp@hotmai.com
SECY/CHN 015/08NKS

C A No. Applied for
Complaint No. 494/2024

In the matter of:

RahulComplainant

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

Appearance:

1. Mr. Vinod Kumar, Counsel of the complainant
2. Mr. Akash Swami, Mr. R. S. Bisht, Mr. Lalit & Mr. Akshat Aggarwal, On behalf of BYPL

ORDER

Date of Hearing: 12th December, 2024

Date of Order: 17th December, 2024

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

1. The brief fact of the case giving rise to this grievance is that the complainant applied for a new electricity connection at premises no. E-131, First Floor, Khasra No.-17, Gali No.-1, Maa Rama Bai, Abdekar Mohalla, Johripur, Delhi-110094, vide requests no. 8007093653. The application of complainant was rejected by Opposite Party on the pretext of Transformer overloaded Pole No. Y-336, but complainant stated that four electricity meters are recently released from the aforesaid transformer.

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Secretary
CGRF (BYPL)

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2. The respondent in reply briefly stated that the complainant is seeking new electricity connection at premises no. E-131, First Floor, Khasra No.-17, Gali No.-1, Maa Rama Bai, Ambedkar Mohalla, Johripur, Delhi-110094, vide request no. 8007093653. The said application of the complainant was rejected on account of Transformer over loaded pole no. Y336. During the site inspection it was discovered that there is complete Transformer Overloaded Pole No. Y336 and any new grant of connection may lead to untoward incident thereby putting the life of innocent people living in the entire vicinity.
3. Counsel for the complainant in its rejoinder refuted the contentions of the respondent as averred in their reply and submitted that the OP recently released the connection bearing meter no. 35969211 of CA No. 154455511 at property no. E-128A from Pole no. R-535, Meter no. 35359962 of CA No. 154432676 at property no. E-127 from pole no. Y-336, Meter No. 35981146 of CA No. 154470948 from Pole No. Y-336 and meter having request no. 8007055248 recently released from the said pole. It is pertinent to mention here that as stated above, the OP has released the numbers of electricity connections in name of other consumers so the complainant is entitled to get the connections released in his favor under DERC Rules and Regulations. Complainant stated that one electricity connection is also installed in the name of the father of the complainant at the ground floor.
4. Heard arguments of both the parties at length.
5. During the course of hearing, OP was directed to provide details of the load and connections feeding from pole no. y336. OP vide its mail dated 12.11.2024 submitted that around 49 connections are being catered supply from the existing pole no. y336.

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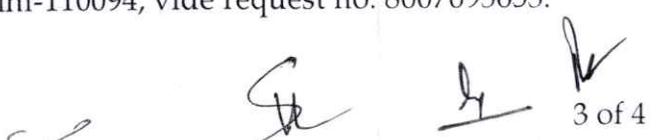
6. From the narration of facts and material placed before us, we find that the complainant applied for new electricity connection which OP rejected on pretext of Transformer overloaded Pole No. Y-336. During the course of argument, OP filed details of the load on the transformer in applied area. In which it was not clear how much load was on pole no. Y-336.

OP failed to provide the complete details of the transformer. Forum finds that when a 25 KW load of transformer can cater supply to 49 electricity connections of different capacity then why the complainant's only one KW connection is rejected by OP.

7. Thus, the objection of the OP is ~~not~~ justified and we cannot deprive the complainant of electricity. Therefore, OP is hereby directed to grant the application of the complainant for electricity connection in the applied premises. Water and electricity is integral part of right of life. Hon'ble Supreme Court in the matter of Dilip (dead) LR Vs Satish, in the case no. SSC 810 dated 13.05.2022 has held that electricity is basic amenity which a person cannot be deprived off. Even on the principle of law there should be equity before law and equal protection of law in the spirit of constitution.

ORDER

The complaint is allowed with the directions to OP to grant the request of the complainant for new electricity connection under DX category at the first floor of premises bearing no. E-131, Khasra No.-17, Gali No.-1, Maa Rama Bai, Amddekar Mohalla, Johripur, Delhi-110094, vide request no. 8007093653.

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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) 7/12/24
MEMBER (TECH.)


(P.K. SINGH)
CHAIRMAN

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