

C A No. Applied for  
Complaint No. 28/2025

In the matter of:

Rajesh J Singh

.....Complainant

VERSUS

BSES Yamuna Power Limited

.....Respondent

Quorum:

1. Mr. P.K. Singh, Chairman
2. Mr. P.K. Agrawal, Member (Legal)

Appearance:

1. Mr. ~~Rajesh J Singh~~ <sup>Akash Kuhela</sup>, Counsel of the complainant
2. Mr. Akash Swami, Mr. R.S. Bisht & Ms. Chhavi Rani, On behalf of BYPL

ORDER

Date of Hearing: 03<sup>rd</sup> June, 2025

Date of Order: 06<sup>th</sup> June, 2025

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

1. The brief fact of the case giving rise to this grievance is that the complainant applied for new electricity connection at premises no. 3051, plot no. 174, Beadonpura, Basti Rehgar Hardhyan Singh Road, Karol Bagh, Delhi-110005, vide request no. 8007356035. The application of complainant was rejected by Opposite Party on the pretext of NX activity found at site, no separate dwelling unit, prorate of CA no. 100533166 of Rs. 5893/-.

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Secretary  
CGRF (BYPL)

  
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The complainant stated that his application for new connection has been declined on false grounds as his premises are used for domestic purpose only and he also has a separate kitchen.

2. The respondent in reply briefly stated that the present complaint has been filed by complainant seeking new electricity connection for domestic purpose at the property bearing no. 3051, Block-P, 4<sup>th</sup> floor, plot no. 174, Beadonpura, Basti Rehgar Hardyan Singh Road, Karol Bagh, Delhi-110005, vide request no. 8007356035. The application of the new connection was rejected on grounds of commercial activity found at the applied site, no separate dwelling unit exists at the applied site and pro-rata dues amounting to Rs. 5893/- against C A no. 100533166.

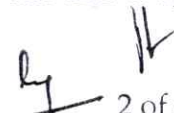
OP in its reply further submitted that the complainant is seeking new connection at 4<sup>th</sup> floor. At the time of site inspection it was discovered that the building structure of the applied site is ground+5 floors. Already 14 connections exist at the applied premises and all the 14 connections are of NX category. It is also revealed that NX activity was carried out at the applied site whereas the applicant has applied under DX category and no separate dwelling unit exists at applied site.

Hence, Violation of the provisions of Electricity Act & Regulations framed in respect of DERC (Supply Code & Performance Standards) Regulation, 2017.

3. Despite giving ample opportunities, the complainant failed to submit his rejoinder.
4. During the course of arguments both the parties were directed to conduct joint site visit and complainant was directed to file site map showing his portion having separate entry.

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5. Joint site visit report submitted by OP states building structure is old and building status is basement + ground + five floors over it. Many shops are closed in applied building. 4<sup>th</sup> floor joint room, DX applied but one NX activity found, NC activity room locked. No separate dwelling unit.
6. The complainant also submitted site map showing that entrance to the hall where NX activity is conducted is from inside the room only, no separate entry exist at site.
7. Arguments of both the parties were heard.
8. From the narration of facts and material placed before us we find that the building structure is basement + ground + five floors over it, the building is completely commercial building having height more than 15 meters. OP has rejected the application of the complainant for new connection mainly on three grounds firstly commercial activity found at applied site, no separate dwelling unit and pro-rata dues.
9. With regard to the pro-rata dues objection of OP, the complainant submitted that he has already cleared the pro-rata dues as raised by OP. The joint site visit report and the site map filed by the complainant states and shows that there is no separate entry to the hall where NX activity is found. The dwelling unit should be separate which in the present case is not visible in the joint site visit report and the site map filed by the complainant.
10. In view of the above, we are of considered opinion that the under the above stated circumstances the new connection application of the complainant cannot be granted as the complete building is commercial and also the building height is more than 15 meters.

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11. Therefore, for release of new electricity connection on the 4<sup>th</sup> floor the complainant has to file fire clearance certificate and also has to show separate entry for the dwelling unit.


ORDER

The complaint is rejected. OP has rightly rejected the application of the complainant for new connection. For release of new electricity connection the complainant has to produce fire clearance certificate and has to show separate dwelling unit.

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.

  
(P.K. AGRAWAL)  
MEMBER (LEGAL)

  
(P.K. SINGH)  
CHAIRMAN

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