

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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SECY/CHN 015/08NKS

C A No. Applied For Complaint No. 49/2025

In the matter of:

Sachin Panchal

.....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. Suraj Aggarwal, Counsel of the Complainant
2. Mr. Akash Swami, Mr. R.S. Bisht, Ms. Chhavi Rani & Mr. Akshat Aggarwal, On behalf of BYPL

ORDER

Date of Hearing: 27th May, 2025

Date of Order: 02nd June, 2025

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

1. The brief facts of the case giving rise to this grievance are that the complainant applied for new electricity connection vide request no. 8007429744 at premises no. A-1/E, Main Road, Radha Enclave, Manndoli Industrial Area, Delhi-110093. The respondent rejected the application of the complainant for new connection on grounds of vacant hall & EDMC same billing address M/s Shri Balaji Trading company,

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Secretary
CGRF (BYPL)



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Complaint No. 49/2025

A-1/E, GF, Kh. No. 53, Radha Vihar, pulverization of aluminum dross, emission control system found in defunct condition and no cover on bag filter and the industry is running without consent from DPCC nor has the clear applied for consent in DPCC polluting unit.

2. The respondent in reply briefly stated that the present complaint has been filed by complainant seeking new electricity connection under NX category; vide application no. 8007429744 at premises no. A-1E, Kh. No. 53, GF, Main Road, Radha enclave, Mandoli Near Prem Nagar Chowk, Industrial Area, Delhi-110093. The application of the complainant for new connection was denied on the following grounds:
- a) Applied premises have been specifically sealed by SDM (silampuri) vide its sealing order dated 11.04.2018. Hence the complainant needs to file de-sealing order issued by the SDM concerned.
 - b) The DPCC consent order submitted by the complainant in the name of Sachin Bicycle spares has already expired on 18.02.2023. Hence, complainant needs to file the valid, legal and verifiable consent order from DPCC.
 - c) Connection sought in industrial area for which complainant has to file requisite permission obtained for sub-dividing and plotting the Industrial Area and the relevant title deed qua the same, failing which Regulation 10 of DERC supply code stands violated.
 - d) Complainant needs to file updated MSME certificate duly issued from the competent authority.
 - e) No NX activity found at site.

Hence, violative of the provisions of Electricity Act & Regulations framed in respect to DERC Supply Code 2027.

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CGRF (BYPL)

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3. The complainant in its rejoinder submitted that he became owner of the subject premises in the year 2022 and BYPL has installed connection having C A no. 153780326 on 23.05.2022 for industrial purposes after submission of valid DPCC. Another connection having CA No. 153997256 was also installed on 17.12.2022 by OP in the subject premises. The complainant further in its rejoinder denied the contentions of OP as averred in their reply and reiterated his original complaint.
4. During the course of arguments, both the parties were directed to conduct joint site visit and the joint site visit dated 25.04.2025 stated that at the time of re-visit found polluting unit site is same, as earlier the site plot was approx 150 sq yards, out of 150 sq yards consumer purchased only 25 sq yards, consumer Mr. Sachin also agreed and accepted that M/s Balajee trading Company was on the same site where they applied new electricity connection. Thereafter 150 sq yards plot was sold out in three parts. Where polluting unit objection was found and booked by MCD.
5. Arguments of both the parties were heard.
6. From the narration of facts and material placed before us we find that in the year 2018 SDM office Seelampur, sealed the premises of the complainant on grounds of factory/industry functioning and was involved in the activity of pulverization of aluminum dross, emission control system found in defunct condition and no cover on bag fitters. The industry is running with consent from DPCC,. Nor the dealer has applied for consent from DPCC.

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CGRE (BYPL)

Complaint No. 49/2025

We also find that the complainant became owner of 25 sq yards of subject property via GPA dated 31.01.2022. Thereafter he applied for new electricity connection on 23.05.2022 which was released by OP vide CA no. 153780326.

It is also observed that the subject premises were sub-divided and sold to different owners. All the three portions of the property have electricity connections. The sealing was not on account of non-production of DPCC certificate; in the present case the complainant has filed both the DPCC certificate and MSME certificate. Therefore, we find no grounds to reject the application of the complainant for new electricity connection.

7. In view of the above, we are of considered opinion that the new connection as applied for by the complainant should be granted.

ORDER

Complaint is allowed. Respondent is directed to release the new electricity connection as applied for by the complainant vide request no. 8007429744 at premises no. A-1/E, Main Road, Radha Enclave, Mandoli Industrial Area, Delhi-110093 after completion of all other commercial formalities as prescribed in DERC Supply Code 2017.


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.

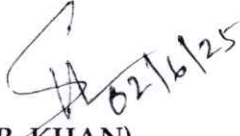
The parties are hereby informed that instant Order is appealable by the Consumer before the Ombudsman within 30 days of the receipt of the Order.

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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)


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


(P.K. SINGH)
CHAIRMAN

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CGRI (BYPL)