

Complaint No. CG-RA 14/2024 IN C.G. No. 53/2024

SHABNAM BHARTI
Vs
BSES YAMUNA POWER LIMITED (D) LAXMI NAGAR

ORDER SHEET

Date : 14.11.2024

Present:

1. Mr. Akash Swami, Mr. Lalit & Mr. Akshat Aggarwal, on behalf of respondent
2. Mr. Imran Ul Haq Siddiqi, Counsel of the complainant

Case called out. Both the parties are present and heard.

The OP filed Review Petition against the orders of the Forum dated 08.08.2024 in the matter of Shabnam Bharti vide C.G. No. 53/2024. As per the review petition the OP stated that they have discovered a new and vital fact that goes to the root of the matter which is that an e-mail dated 12.09.2024 was received from the MCD thereby stating that property no. 11/357 (part), Gali No. 11, Lalita Park, Laxmi Nagar, Delhi has been booked for unauthorized construction in the shape of stilt, UGF, FF, SF, TF with projections on Municipal land vide booking file number 03/B-II/UC/SS/22 dated 03.01.2022 in the name of Sardar Lal Kharbanda, (C K Associates) and Adesh Kumar (Teetu) (Laxmi Sweets). The property is adjoining to property number 11/356 B.

According to Regulation 37. Power to Review of DERC (Guidelines for establishment of the Forum and Ombudsman for Redressal of grievances of Electricity consumers) Regulations, 2024,

The Forum may review its Orders in conformity with the principles laid down in Section 114 read with Order 47 Rule 1 of the Civil Procedure Code, 1908

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As per Order 47 Rule 1, the complainant in order to succeed in Review application should show:-


- a) Discovery of new and important matter or evidence,
- b) Some mistake or error apparent from the face of record

The ground taken by the petitioner is not covered under these above stated conditions. In view of the above, we are of considered opinion that Review Petition have none of the two grounds as required for review, hence the review application is not maintainable.

Therefore, the review petition of the complainant is dismissed.


(NISHAT A ALVI)
MEMBER (CRM)


(P.K. AGRAWAL)
MEMBER (LEGAL)


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


(P.K. SINGH)
CHAIRMAN

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Secretary
CGRF (BYPL)