

C A No. Applied for  
Complaint No. 426/2024

In the matter of:

Shiv Kumar .....Complainant

VERSUS

BSES Yamuna Power Limited .....Respondent

Quorum:

1. Mr. P.K. Singh, Chairman
2. Mr. P.K. Agrawal, Member (Legal)
3. Mr. H. S. Sohal, Member

Appearance:

1. Mr. Shiv Kumar, Complainant
2. Ms. Ritu Gupta, Mr. R.S. Bisht, Ms. Chhavi Rani, Mr. Akshat Aggarwal & Mr. Lalit, On behalf of BYPL

ORDER

Date of Hearing: 02<sup>nd</sup> January, 2025

Date of Order: 07<sup>th</sup> January, 2025

Order Pronounced By:- Mr. P.K. Singh, Chairman

1. The present complaint has been filed by Mr. Shiv Kumar against BYPL-Nand Nagri.
2. The brief facts of the case giving rise to this grievance are that the complainant applied for new electricity connections at premises no. D-1/158, GF, Kh. No. 381, Gali No. 7B, Ashok Nagar, Delhi-110093 vide request no. 8006924352 and 8006966530.

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The applications of complainant were rejected by OP mentioning that the request no. 8006924352 is a duplicate request and request no. 8006966530 was rejected on grounds of pending energy dues.

3. The respondent in reply briefly stated that the present complaint has been filed by complainant seeking for one new connection at premises No. D-1/158, GF, Khasra No. 381, Gali No. 7B, Ashok Nagar, Delhi-110093 vide request no. 8006924352. The site of the complainant was inspected on 02.05.2024 and it was found that the subject property was under construction and also in respect of applied premises dues of Rs. 61,604/- are pending against CA no. 101564557.
4. The Complainant in its rejoinder moved an application stating therein that inadvertently he has mentioned his address as D-158, whereas his address is D-157, gali no. 7B, Ashok Nagar, Delhi-93. He further stated that he purchased a plot measuring 35 gaj and now he want to construct the said plot therefore he applied for temporary connection. He also stated that for release of temporary new connection OP has asked him to clear the outstanding dues of one Krishna Devi having CA no. 101564557 which does not belong to him in any manner.
5. Heard arguments of both the parties at length.
6. From the narration of facts and material placed before us we find that the address where complainant has applied for new electricity connection is D-1/157 and not D-1/158, which is cleared by the complainant in his letter to the Forum dated 25.10.2024.

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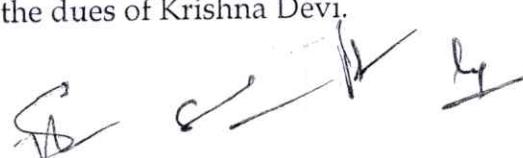
From the perusal of the GPA dated August 1996 filed by the complainant along with his complaint shows description of the property in question is measuring area about 35 sq yards, out of entire area of 200 sq yards, part of Khasra no. 381, situated in the abadi of D-block, Harijan Basti, Ashok Nagar, the area of the village Gokal Pur, Illaqa Shahdara, Delhi.

On the other hand the documents of Krishna Devi, whose dues are being demanded from the complainant shows her property address as area measuring 100 sq. yards out of Khasra no. 811, situated at village Gokal Pur, in the abadi of D/block, Ashok Nagar, Shahdara, Delhi.

7. From the above description of both the properties, it is very much clear that the complainant's property is entirely different from that the property of Krishna Devi, whose dues are being demanded from the complainant.
8. In view of the above, we are of considered opinion that the new connection as applied for by the complainant can be granted without asking him for clearing the pending dues of other property.

ORDER

The complaint is allowed. OP is directed to release the new temporary electricity connection as applied for by the complainant vide request no. 8006924352 at D-1/157, GF, Kh. No. 381, Gali No. 7B, Ashok Nagar, Delhi-110093 without asking him to clear the dues of Krishna Devi.

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Attested True Copy

  
Secretary  
COPPER

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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)  
MEMBER (TECH.)



(P.K. SINGH)  
CHAIRMAN

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