



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: cgrfbypl@hotmail.com
SECRETARY

C A No. Applied for
Complaint No. 404/2024

In the matter of:

Vijendra

.....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)

Appearance:

1. Mr. Vijendra, Complainant
2. Mr. Akash Swami, Mr. R.S. Bisht, Ms. Meenakshi, Ms. Chhavi Rani & Mr. Akshat Aggarwal, On behalf of BYPL

ORDER

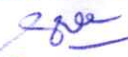
Date of Hearing: 10th December, 2024

Date of Order: 16th December, 2024

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

1. The brief facts of the case giving rise to this grievance are that the complainant requested this Forum for rectification of his electricity bill. It is further his submission that he is using electricity supply through CA no. 152997382 installed at his premises no. 21/262, FF, Kalyan Puri, Delhi-110091 and OP illegally transferred dues of CA no. 153817537 (disconnected connection) in the name of Jitendra, who is residing at the second floor of the same premises. Therefore, he requested this Forum for removal of transferred dues.

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2. The respondent in reply briefly stated that the present complaint has been filed by the complainant seeking removal of dues of CA no. 153817537 to his connection having C A No. 152997382. OP further submitted that the complainant Vijendra is having CA no. 152997382 installed at his premises no. 21/262, FF, Kalyan Puri, Delhi-110091. Reply further states that the dues of disconnected connection having C A no. 153817537 is in the name of Jitendra and since the premises and the ownership are same and Jitendra who did not pay his dues despite enjoying electricity, therefore, the dues were transferred to the complainant as the complainant, Mr. Jitendra and Mr. Rajender are brothers and residing at different floors in same building.

3. In response to the reply, the complainant in its rejoinder refuted the contentions of the respondent as averred in their reply and submitted that the department has never issued any demand notice to Mr. Jitendra regarding CA No. 153817537. Therefore, the complainant is not liable to pay the transferred dues of CA no. 153817537.

4. Heard arguments of both the parties.

5. From the narration of facts and material placed before us, we find that the complainant has approached this Forum for removal of illegal transfer of dues from his live connection. The connection in the name of Jitendra is installed at the second floor of premises no. 21/262, second floor, Kalyan Puri, Delhi-110091.

Forum also noted that the complainant applied for prepaid meter which should be automatically disconnected upon exhaustion of the recharged amount. But there is a failure in the BSES system and the pre-paid meters do not cut off its own even after recharge amount is

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Since the dues are of Jitendra, and he is still residing in the applied portion, therefore, OP should recover the dues from him only.

OP along with its reply has raised the issue of tenancy of the complainant and stated that the complainant's are the actual owners of the premises in question. In this regard, Forum feels whether the complainant is tenant or landlord, here the question or complaint is regarding non-functioning of the pre-paid meters like the pre-paid connections in telecom sector. Thus this objection of OP does not substantiate here.

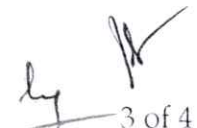
6. In view of the above, we are of considered opinion that OP is at fault by not taking the corrective measures to install a prepaid meter at the premise of the complainant. OP should recover the dues of Jitendra from him only as he is currently residing in the same premises.

ORDER

The complaint is allowed. OP is directed to revise the bill of the complainant by removing the transferred amount from the bill of the complainant.

Complainant may pay this revised bill in five equal monthly instalments along with regular/current monthly bills.

OP is further directed to take corrective measures to install pre-paid meters at the premises of the complainant.


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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 the instant Order is appealable by the Consumer before the Ombudsman within 30 days of the receipt of the Order.

If the Orders are not appealed against within the stipulated time or no interim stay thereon has been granted by the Ombudsman, the same shall be deemed to have attained finality.

Any contravention of these Orders is punishable under Section 142 of the Electricity Act 2003.


(P.K. AGRAWAL)
MEMBER (LEGAL)


(S.R. KHATAN)
MEMBER (TECH.)


(P.K. SINGH)
CHAIRMAN

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