

C A No. Applied for  
Complaint No. 283/2024

In the matter of:

Wasi Ud Doula

.....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. Vinod Kumar, Counsel of the complainant
2. Mr. R.S. Bisht, Ms. Chhavi Rani & Mr. Akshat Aggarwal, on behalf of respondent

ORDER

Date of Hearing: 22<sup>nd</sup> August, 2024

Date of Order: 09<sup>th</sup> September, 2024

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

1. The brief facts of the case giving rise to this grievance are that the complainant applied for a new electricity connection at premises no. 1830, 4<sup>th</sup> floor, Chatta Agha, Jaan Kalan Mahal, Daryaganj, Delhi-110002, vide request no. 8006876218. The application of complainant was rejected by Opposite Party (OP) BYPL on the pretext of five dwelling units exist at fourth floor and five connections already exists, pro-rata made of CA no. 100337869 and Architect Certificate required.

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CGRF (BYPL)

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2. The respondent in reply briefly stated that the present complaint has been filed by complainant seeking for one new connection at property bearing no. 1830, 4<sup>th</sup> floor, Chatta Agha Jaan Kalan Mahal, Daryaganj, Delhi-110002, vide request no. 8006876218. The application of the new connection was rejected on following grounds:

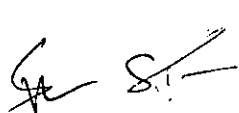
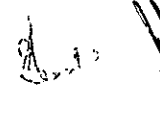
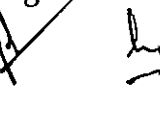
- a) Building height more than 15 meters, as the building structure is ground plus six floors over it and complainant has sought new electricity meter at fourth floor, therefore, Architect Certificate is required to ascertain actual height of the building or applied floor.
- b) Existence of another meter, the connection has been applied at 4<sup>th</sup> floor which have five dwelling units and five connections already existing vide CA no. 154008417, 153637852, 153061088, 151840542 and 151181772.
- c) Pendency of dues, there are dues pertaining to unpaid bill of Rs. 70,070/- against CA No. 100337869 from which the complainant is liable to pay the pro-rata amounting to Rs. 5280/-

Reply further states that for release of new electricity connection, the complainant has to clear the above said objections.

3. Counsel for the complainant in its rejoinder refuted the contentions of the respondent as averred in their reply and submitted that the complainant is ready to give Architect Certificate regarding the height of the building and has also attached the same along with his rejoinder. It is also his submission that out of five meters installed at fourth floor one meter in the name of Mohd Saleem is being used at fifth floor having CA no. 153637852. Complainant in rejoinder further denied the dues of CA No. 100337869. He further submits that the dues are not related to him and he is not entitled to pay the said dues. The dues of CA No. 400809812 and 400808274 were not settled by him, as they are related to second floor of the building.

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4. Heard arguments of both the parties at length. During the course of arguments OP was directed to provide K.No. file of connection in the name of Mohd Saleem, in whose name connection was granted at fourth floor and same is catering electricity at fifth floor of the applied premises as alleged by the complainant.

The K.No. file was submitted by OP and details of the connections installed in the building. From the perusal of K.No. file of the connection in the name of Mohd Saleem, it is clearly evident that the connection of Mohd Saleem was energized for fourth floor in property bearing no. 1830, Chatta Agha, Jaan Kalan Mahal, Daryaganj, Delhi-110002. Thus the contention of the complainant that the said connection is being used at fifth floor of the applied building cannot be relied upon. Complainant has not produced any evidence on record in support of his contention.

5. In view of the above, we are of considered opinion that the new connection application of the complainant is not feasible. OP has rightly rejected the application of new connection of the complainant.

ORDER

The complaint is rejected. OP is rightly rejected the application of the complainant for new connection.

The case is disposed off as above.

No order as to the cost. Both the parties should be informed accordingly.

(S.R. KHAN)  
MEMBER-TECH

(P.K. SINGH)  
CHAIRMAN

(P.K. AGRAWAL)  
MEMBER-LEGAL

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Secretary  
CGRF (BYPL) (NISHAT AHMAD ALVI)  
MEMBER-CRM

(H.S. SOHAL)  
MEMBER