Delhi Electricity Regulatory Commission
Viniyamak Bhawan, 'C' Block, Shivalik, Malviya Nagar, New Delhi – 110017

No. F. 11(1009)/DERC/2013-14/3971

Petition No. 30/2013

In the matter of: Petition under Section 142 of the Electricity Act, 2003

In the matter of:
Vipin Ahuja
774, Baba Farid Puri
West Patel Nagar
New Delhi-110008 **…Petitioner**

Versus

BSES Yamuna Power Ltd.
Through its: CEO
Shakti kiran Building,
Karkardooma,
Delhi-110092 **…Respondent**

Coram:
Sh. P. D. Sudhakar, Chairperson.

Appearance:
1. Petitioner in person.
2. Shri Arav Kapoor, Advocate, BYPL.
3. Shri I U Siddiqui, Legal Officer, BYPL.
4. Shri Rajiv Bhugra, AG-I, BYPL.

INTERIM ORDER
(Date of Hearing: 24.04.2014)
(Date of Order: 01.05.2014)

1. The instant petition has been filed by Vipin Ahuja, under Section 142 of the Electricity Act, 2003 against BSES Yamuna Power Ltd. for violation of the procedure laid down in Regulation 52 and 53 of the Delhi Electricity Regulatory Supply Code and Performance Standards Regulations, 2007 while booking the case of theft.

2. The Commission while admitting the above petition, vide its Interim Order dated 31.12.2013, directed the Respondent to show cause on the prima facie findings of violations of Regulation 52 (viii), 52 (ix), 52 (x), 52 (xii) and 53 (ii) of Delhi Electricity Supply Code & Performance Standards Regulations, 2007.

3. The Respondent filed its reply to the above Show Cause Notice on 22.04.2014.

4. The matter was listed for hearing in the Commission today, which was attended by the petitioner and Counsel/representatives of the Respondent.

5. The petitioner raised objections that the Respondent has failed to file reply within the stipulated time of four weeks and even he has not been served with a copy of the reply. The Respondent furnished a copy of the reply during the hearing itself.

6. The petitioner submitted that as he has just received the reply, he requires some time to go through the reply and thereafter he would be ready for the final arguments in the matter. The Commission decided to fix a date for final arguments which shall be intimated to the parties in due course. In the meantime the petitioner may file rejoinder if he desires within 2 weeks from the date of this order.

7. The petitioner also requested the Commission to issue directions to the Respondent to provide the CD of videography of inspection which leads to the case of theft against the petitioner.

8. The Commission also directs the Respondent to produce the CD of videography, as desired by the petitioner on the next date of hearing.

9. Ordered accordingly.

Sd/-
(P. D. Sudhakar)
Chairperson