

Delhi Electricity Regulatory Commission
Viniyamak Bhawan, 'C' Block, Shivalik, Malviya Nagar, New Delhi –110 017

Ref. F.11(564)/DERC/2010-11/C.F.No. 2872

Petition No. 16/2010

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

AND

In the matter of :

Mohd. Yusaf
H.No. 1502, Suiwalan,
Delhi.-110 006

...Complainant

VERSUS

BSESYamuna Power Limited
Through its : CEO
Shakti Kiran Bulding,
Karkardooma,
Delhi .

....Respondent

Coram:

**Sh. P.D. Sudhakar, Chairman, Sh. Shyam Wadhera, Member &
Sh. J. P. Singh, Member.**

ORDER

(Date of Order 29.09.2011)

1. The petitioner is the actual user of Electricity Connection K.No. 112024210217, installed at H.No. 1502, Suiwalan, Delhi-110006 for domestic purpose with sanctioned Load of 1 kW.
2. The applicant/complainant had approached this Commission u/s 142 of the Electricity Act 2003 for certain violations of the DERC Regulations 2007 on the part of Respondent.
3. This Commission issued a notice to the Respondent for filing a reply.
4. It has been alleged by the complainant that instead of filing a reply, the Respondent had attempted to disconnect the supply on 28.07.2010 in utter violation of Regulation 54 of the DERC Supply Code and Performance Standard Regulations, 2007.

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5. The regulation 54 of DERC Supply Code and Performance Standard Regulations, 2007 states as under:

“54. Default in payment of assessed amount or installments thereof

I In case of default in payment of the assessed amount, the Licensee will, after giving a fifteen days notice, in writing, file a case against the consumer in the designated Special Court as per the provisions of section 135 of the Act. Disconnection of supply, however, can only be done after getting an order from the Special Court.”

6. The Respondent in response to the above submitted that the petitioner along with his counsel has approached the Respondent company and has amicably settled the matter with the Respondent. It has further been submitted that the complainant has also filed an application for withdrawal of above petition before the Commission, stating that as the matter in issue has now been settled amicably between both the parties therefore, he wants to withdraw the present petition.
7. The Respondent has also submitted on affidavit that the complainant has paid entire dues as per settlement and nothing is outstanding against him on account of the above.
8. Taking into consideration the request of the Complainant/Respondent for withdrawal of above case in terms of amicable settlement reached in between both the parties and in pursuance to the letter submitted by the Complainant for withdrawal of complaint, the present complaint stands dismissed as withdrawn.
9. Ordered accordingly.

Sd/-
(J. P. Singh)
MEMBER

Sd/-
(Shyam Wadhwa)
MEMBER

Sd/-
(P. D. Sudhakar)
CHAIRMAN