Delhi Electricity Regulatory Commission

Viniyamak Bhawan, 'C' Block, Shivalik, Malviya Nagar, New Delhi – 17

F.11 (1151)/DERC/2014-15

Petition No. 52/2014

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

And

In the matter of:

1. Shri Sharda Nand Tyagi
S/o Late Bhagwan Sahey Tyagi
R/o 559/2, Mandoli,
New Delhi – 110093

2. Shri Sunil Tyagi (User)
S/o Shri Sharda Nand Tyagi
R/o 559/2, Mandoli,
New Delhi – 110093 **…….Complainants**

VERSUS

BSES Yamuna Power Ltd.
Through its: **CEO**
Shakti Kiran Building,
Karkardooma
New Delhi – 110092 **…….Respondent**

Coram:
Sh. P. D. Sudhakar, Chairperson, Sh. J.P. Singh, Member & Sh. B. P. Singh,Member

Appearance:

1. None appeared on behalf of the Petitioner.
2. Shri I U Siddiqui, Legal Officer, BYPL.
3. Shri Munish Nagpal, Sr. Manager, BYPL.
4. Shri Manish Srivastava, Advocate for Respondent.

ORDER

(Date of Hearing: 23.07.2015)
(Date of Order: 03.08.2015)

1. The instant petition has been filed by Shri Sharda Nand Tyagi & Shri Sunil Tyagi (User) under Section 142 of the Electricity Act, 2003 against BSES Yamuna Power Ltd. for violation of the procedure laid down of the Delhi Electricity Regulatory Supply Code and Performance Standards Regulations, 2007.

2. Notice was issued on 12.09.2014 for Respondent to file his reply.

3. In response, reply was filed on 19.11.2014 seeking dismissal of the complaint on the ground that the Commission has no jurisdiction to adjudicate the complaint which relates to theft of electricity and such a complaint is required to be adjudicated by the Special Court.

4. The Petitioner was granted two weeks time to file rejoinder vide Order dated 20.11.2014. However, till date no rejoinder has been filed. Subsequently, on the date of hearing on 26.03.2015, none appeared on behalf of the Petitioner. One last opportunity was granted to the Petitioner and adjourned the matter for a future date.

5. The matter was again listed for hearing in the Commission on 23.07.2015, and again none appeared on behalf of the Petitioner. As per records, no information was received about his non-appearance.

6. Considering the case in its entirety, the petition deserves to be dismissed on default of the petitioner. Ordered accordingly.

Sd/-	*Sd/-*	*Sd/-*
(B. P. Singh)	(J. P. Singh)	(P. D. Sudhakar)
Member	Member	Chairperson