

Delhi Electricity Regulatory Commission

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

Ref. F.11(628)/DERC/2010-11/C.F.No. 2613/4230

Petition No. 31/2010

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

AND

In the matter of :

1. Vivekanand Complex Welfare Association & Ors.
Through : its President Ravinder Singhal
Rishi Nagar, Rani Bagh
Delhi-110034
2. Ravinder Prash Singhal
S/o Sh. Deep Chand
C/o WZ-101/8
Rishi Nagar, Rani Bagh
Delhi-110034
3. Akhil Nagpal
S/o Sh. Narinder Nagpal
C/o WZ-101/11, S/F
Rishi Nagar, Shakurbasti
Delhi-110034
4. Karamveer Singh
S/o Sh. Jagmohan Singh
C/o WZ-101/11, G/F
Rishi Nagar, Shakurbasti
Delhi-110034
5. Manoj Kumar
S/o Sh. Badri Prasad
C/o WZ-101/11, F/F
Rishi Nagar, Shakurbasti
Delhi-110034
6. Harjinder Singh
S/o Sh. Salwant Singh
C/o WZ-101/11, G/F Shop
Rishi Nagar, Shakurbasti
Delhi-110034
7. Siraj Raja
S/o Sh. Hajrat Alam Ansari
C/o WZ-101/11, T/F
Rishi Nagar, Shakurbasti
Delhi-110034

8. Hari Kisore
S/o Late Sh. Banarsi Das
C/o WZ-101/11, G/F Shop
Rishi Nagar, Shakurbasti
Delhi-110034
9. Anil Kumar
S/o Sh. Babu Lal
C/o WZ-101/11, G/F Shop No.7-8
Rishi Nagar, Shakurbasti
Delhi-110034
10. Lokender Pal
S/o Sh. Suraj Bhan
C/o WZ-101/07, F/F
Rishi Nagar, Shakurbasti
Delhi-110034
11. Rajesh Singla
S/o Sh. Om Parkash
C/o WZ-101/08/A-1, G/F Shop
Rishi Nagar, Shakurbasti
Delhi-110034
12. Neha Arora
W/o Sh. Raj Ahuja
C/o WZ-101/11, F/F
Rishi Nagar, Shakurbasti
Delhi-110034

...Complainants

VERSUS

M/s Tata Power Delhi Distribution Limited
Through its : **CEO**
Grid Sub-Stn. Building,
Hudson Lines, Kingsway Camp,
Delhi-110 009

...Respondent

Coram:

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

Appearance:

1. Shri Ravinder Singhal, President of Vivekanand Complex Welfare Association in person.
2. Shri V.K Sharma, Counsel for the petitioner
3. Sh. Manish Srivastava, Counsel for the Respondent (TPDDL)
4. Sh. O.P. Singh, Sr. Manager, TPDDL;
5. Sh. Shalendra Singh, Sr. Manager, TPDDL.
6. Sh. Anurag Bansal, Sr. Manager, TPDDL.

ORDER

(Date of Hearing 25.10.2012)

(Date of Order 01.11. 2012)

1. The above matter was listed for hearing today in the Commission. The Petitioner submitted that he has applied for new electricity connection on 03.04.2010 and same has not been provided by the respondent. The Petitioner further submitted that the respondent has violated Regulation 16 (ii) & (iii) of the DERC Supply Code, 2007 and also violated provisions of Section 56 (i) of the Electricity Act, 2003.
2. Ld. Counsel for the Respondent submitted that the Petitioner before approaching this Hon'ble Commission has filed a Writ Petition (Civil) before the Hon'ble High Court of Delhi for the same issue wherein the Hon'ble Court granted leave to the petitioner to withdraw the said writ and directed to seek their remedies as per law.
3. Ld. Counsel for the Respondent further submitted that as per law, if the petitioner has any grievance regarding the Discom for not providing a new electricity connection, he should have approached the concerned Consumer Grievance Redressal Forum (CGRF) established under Section 42 (5) of the Electricity Act, 2003, which is the appropriate and concerned authority to get the matter resolved.
4. After hearing both the parties, this Commission is of the opinion that it would be in the interest of the petitioner to first approach the concerned appropriate authority i.e CGRF to get the matter resolved. In case the Forum hold the Respondent responsible for any violation, they may approach the Commission for imposition of penalty under Section 142 of the Electricity Act, 2003.
5. Accordingly, the Petitioner is directed to approach the concerned CGRF for redressal of their grievance & CGRF is also directed to resolve the grievance of the Petitioners within three months from the date of filing of their case before it.
6. In view of the above, the matter stands disposed-off.
7. Ordered accordingly.

Sd/-
(J. P. Singh)
Member

Sd/-
(Shyam Wadhera)
Member

Sd/-
(P. D. Sudhakar)
Chairperson