

CA No. 154611512
Complaint No. 336/2025

In the matter of:

Amit AggarwalComplainant

VERSUS

BSES Yamuna Power LimitedRespondent

Quorum:

1. Mr. Shalabh Kumar, Chairman
2. Mr. P.K. Agrawal, Member (Legal)
3. Mr. S.R. Khan, Member (Technical)

Appearance:

1. Mr. Yogesh Kumar, Counsel for the complainant along with complainant.
2. Mr. Rahul Saini, Mr. R.S. Bisht, Ms. Monika Sharma & Ms. Chhavi Rani, On behalf of BYPL
3. Mr. rajan Lal, Counsel for respondent no. 2 along with respondent no. 2

ORDER

Date of Hearing: 14th May, 2026
Date of Order: 26th May, 2026

Order Pronounced By:-Mr. P.K. Agrawal, Member (Technical)

1. The brief facts of the grievance are that the complainant has applied for disconnection of electricity connection vide CA No. 154611512 which was installed vide CGRF order in the C.G. No. 219/2024 at premises no. C-52, GokalPuri, Delhi-110094. Complainant has complained against Vijay Pal Singh and his wife Anjana Devi R/o above mentioned address, both have used forged and fabricated documents to grab the 2nd floor property and to obtain electricity connection from BSES.

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Complainant has also lodged an FIR with no.202/22 U/S457/380/448/34 and 359/18U/S 420/468/471 and charge sheet has been submitted in the court.

2. The respondent in its reply against the complaint of the complainant submitted that the complainant is seeking removal of electricity connection bearing CA No. 154611512 installed on 03.12.2024 in the name of RC Vijay Pal Singh in compliance of order of this forum in C.G No.219/2024 at premises no. C-52, Second Floor, Gokalpuri, Delhi-110094 on 03.12.2024. It is further submitted that the complainant has made a complaint against Vijay Pal Singh and his wife Anjana Devi R/o Second Floor, C-52, Gokulpuri, Delhi-110094 that both of them used forged and fabricated documents to grab second floor property to obtain electricity connection from BSES vide CA No. 154611512 through this Hon'ble Forum in C.G. No. 219/2024. Complainant has lodged a FIR No. 202/2022 under section 457/380/488/34 and 359/18 U/s 420/468/471 and chargesheet has been filed in the court.

It is further submitted that in case the documents have been alleged to be forged by the applicant/Vijay Pal Singh and his wife, the Civil Court is having jurisdiction to adjudicate upon such documents and declare them as null and void. This Hon'ble forum has no jurisdiction to entertain and declare the said papers as null and void.

3. The complainant in its rejoinder denied the allegations stated by the respondent in its reply. It is stated that the respondent has not supplied the copies of the alleged documents and he may be directed to supply the same to the applicant. It is also submitted that the order passed in C.G No. 219/2024 dated 04.11.2024 is not affected upon the complainant as he is not the party in that case. The complainant deliberately not impleaded as a necessary party in that case and the order was obtained only in absence of the complainant, therefore the said order is not valid on the ground of non

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impleadment of necessary party.

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4. Respondent No.2 filed reply against the rejoinder of the complainant. Respondent No.2 refuted the contents stated in the rejoinder of the complainant. It is stated that the noticee has already furnished relevant documents like:- Possession Slip of the property, Driving License, Ration Card, Voter I.D. Card, Aadhar Card, Bank Passbook, Post Office Account, letter from M.L.A, Orders of the Hon'ble Forum, copy of Civil Suit, etc. in his decided complaint /C.G. No219/2024 vide dated 04.11.2024. It is further submitted that if the complainant is aggrieved by the order passed by this forum, he had to preferred an appeal before the Electricity Ombudsman, as per provisions of Section 43(6) of the Electricity Act. That the complainant does not fall under the definition of consumer. That the complaint is filed just to harass the noticee as the complainant already has challenged various documents of the noticee and the various properties in question including present one due to pending various cases before the courts concerned as well as disposed off as withdrawal on 10.10.2025, two execution petitions vide Ex./221/2021, titled as Asha Gupta (L.R.) Vs Anjana Devi and Ex./179/2023, titled as Asha Gupta Vs Anjana Devi from the hon'ble court of Sh. AnimeshBhaskar Mani Tripathi, Ld. ACJ-cum-ARC-cum-CCJ, North east Karkardooma Court Room No. 316, Delhi and one more case mentioned. That the complaint is not maintainable as same is filed on false contents using a name of a deceased person "Neel Kamal", who is expired on 03.02.2019.

5. Complainant filed replication against the reply of the Respondent No.2. It is submitted that one eviction order was passed by the Hon'ble ARC and also he has lost his possession of the first floor inside the property in question in an execution proceeding. That he was the tenant on first floor inside the suit property which was got evicted as per the procedure and the complainant came in the possession of the same. The respondent has failed to describe as on which bases it was sanctioned the electricity connection for the second floor of the property.

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It is further submitted that the property in question pertains to the complainant in the name of the father of the complainant who was expired on 03.02.2019, however, later the complainant became one of the legal heir of said deceased Neel Kamal and the questioned electricity connection was installed in the property as in the name of father of the complainant, therefore the complainant comes within the ambit of consumer. That the complainant has approached to this Hon'ble forum for disconnection of the questioned electricity connection not to declare himself as the lawful owner of the property.

6. Arguments of all the parties are heard.

7. From the pleadings of both sides, the core issue before the Forum is whether the electricity connection bearing CA No. 154611512 can be disconnected merely on the allegation that the documents used for obtaining the connection were forged and that ownership/possession of the second floor is disputed.

The respondent distribution company has taken the stand that:

- the connection was granted pursuant to an earlier CGRF order in Complaint No. 219/2024;
- the applicant seeking disconnection was not the registered consumer of the said connection;
- questions regarding forged documents, title, possession, or validity of property papers fall within the jurisdiction of the Civil Court and not the CGRF.

The respondent no.2 has also argued that the complainant ought to have challenged the earlier CGRF order before the Electricity Ombudsman and that multiple civil litigations regarding possession and ownership are already pending between the parties.

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D. Kamal

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On the other hand, the complainant has contended that:

- the earlier order in C.G. No. 219/2024 was obtained without impleading him as a necessary party;
- forged documents were allegedly used to secure the electricity connection;
- criminal proceedings/FIRs are already pending;
- as legal heir of late Neel Kamal, he is affected by the grant of the connection and therefore falls within the ambit of "consumer".

Generally, electricity authorities and CGRFs do not adjudicate:

- title disputes,
- ownership disputes,
- allegations of forgery,
- validity of property documents.

Their jurisdiction is limited to matters relating to electricity supply and service deficiencies. Unless a competent Civil Court declares the documents forged or restrains the electricity connection, the distribution company usually cannot disconnect a live connection solely on rival ownership allegations.

Further, under settled principles, electricity connection does not confer ownership rights over the property; it is only a facility for supply of electricity.

8. In these circumstances, the Forum is likely to hold that:

1. disputes regarding ownership, possession, and genuineness of documents are civil disputes pending before competent courts;
2. the CGRF has no jurisdiction to declare documents forged or void;

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3. the complainant may seek appropriate relief before the Civil Court or other competent forum;
4. therefore, no direction for disconnection of CA No. 154611512 can be issued at this stage.

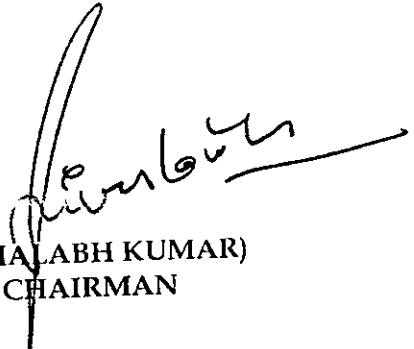
Accordingly, the complaint is ~~liberty to~~ dismissed/disposed of with liberty to the complainant to pursue remedies before the competent court.

If the Order is not appealed against within the stipulated time, the same shall be deemed to have attained finally.

Any contravention of these Orders is punishable under Section 142 of the Electricity Act 2003.


26/5/26
(P.K. AGRAWAL)
MEMBER (LEGAL)


26/5/26
(S.R. KHAN)
MEMBER (TECH.)


(SHAABH KUMAR)
CHAIRMAN

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