

Consumer Grievance Redressal Forum
FOR BSES YAMUNA POWER LIMITED
(Constituted under section 42 (5) of Indian Electricity Act. 2003)
Sub-Station Building BSES (YPL) Regd. Office Karkardooma,
Shahdara, Delhi-110032
Phone: 32978140 Fax: 22384886
E-mail: cgrfbypl@hotmail.com
SECY/CHN 01/508NKS

C A No. Applied for
Complaint No. 444/2025

Receiving
CGRF (BYPL) 97
Dairy No.
Date 23/02/26

In the matter of:

Narayani Devi

.....Complainant

VERSUS

BSES Yamuna Power Limited

.....Respondent

Quorum:

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

Appearance:

1. Mr. Madan Lal Thakur, Counsel for the complainant
2. Mr. R.S. Bisht, Mr. Abhishek Tyagi & Mr. Akshat Aggarwal, On behalf of BYPL

CORRIGENDUM

Date of Hearing: 3rd February, 2026

Date of Order: 23rd February, 2026

OP filed an application before the Forum on 19.02.2026 for correction/rectification of order dated 04.02.2026, in which Para 4 of the order has been inadvertently been added which is as under:

"Based upon the joint site visit, building structure is ground plus five floors over it and 5th floor is having tin shed. Height of the building is 20.5 meters approximately with tin shed and without tin shed height of the building is 17.5 meters. Applicant building is joint building and Katra type. Some meters exist at height and some meters exist in the shops."

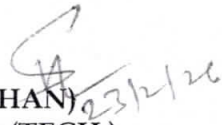
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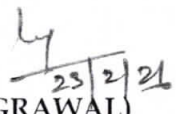
Secretary
CGRF (BYPL)

by
23/2/26

The said para in the order has been inadvertently been added, therefore, same should not be read with the final order. Rest Order of the Forum is same.

Both the parties should be informed accordingly.


(S.R. KHAN)
MEMBER (TECH.)


(P.K. AGRAWAL)
MEMBER (LEGAL)

Attested True Copy

Secretary
CGRF (BYPL)



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ORDER

Date of Hearing: 3rd February, 2026
Date of Order: 04th February, 2026

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

1. The brief facts of the grievance are that the complainant applied for new electricity connection vide request no. 8007717605 at premises no. E-3, ground floor, old plot no. 11, Harijan Basti Kondli, near Ambedkar Park, Delhi-110096. It is also his case that OP rejected his application for new connection on the grounds of "building under HT line."

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2. The respondent in its reply against the complaint of the complainant submitted that the complainant is seeking new electricity connection under domestic category for premises bearing no. E-3, ground floor, old plot no. 11, Harijan Basti Kondli, near Ambedkar Park, Delhi-110096 vide request no. 8007717605. Reply further submitted that the request of the complainant was rejected on the grounds that the applied premises have inadequate/unsafe clearance from HT/LT lines due to which connection cannot be released considering safety norms.



It is also submitted that the structure of building is old and HT line of 220 KV is passing over the premises having horizontal distance 0 meter (ZERO METER) and Vertical distance is 5 meter approx.

Reply also submitted that there was an old meter existing at the applied premises having CA no. 101109143 which has been disconnected in 2009.

3. The complainant in its rejoinder denied the contents of the reply of the respondent. Rejoinder further submitted that respondent in its reply has admitted that an electricity meter bearing CA no. 101109143 existed at the same premises earlier, which establishes that electricity supply was earlier granted at very same location. Rejoinder also stated that as per settled principle of law, no consumer can be deprived off electricity supply merely due to existence of an overhead line, particularly when such line is under the control and supervision of government agencies and transmission licensees.

The complainant also submitted that the alleged horizontal distance of zero and vertical distance of five meters is a self-serving assertion, unsupported by any certified survey or independent technical report.

There are many premises situated in the locality are enjoying electricity connections, which makes the action of the respondent discriminatory and violation of Article 14 of the constitution of India.

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- 4.** Based upon the joint site visit, building structure is ground plus five floors over it and 5th floor is having tin shed. Height of the building is 20.5 meters approximately with tin shed and without tin shed height of the building is 17.5 meters. Applicant building is joint building and katra type. Some meters exist at height and some meters exist in the shops.
- 5.** Arguments of both the parties were heard.
- 6.** Before disposal of the complaint, the relevant regulations be reviewed:

63. Clearance from buildings of lines of voltage and service lines not exceeding 650 Volts.-

(1) An overhead line shall not cross over an existing building as far as possible and no building shall be constructed under an existing overhead line.

(2) Where an overhead line of voltage not exceeding 650 V passes above or adjacent to any building or part of a building it shall have on the basis of maximum sag a vertical clearance above the highest part of the building immediately under such line, of not less than:-

(i) For lines of voltages exceeding 650 V - 3.7 metre;
and upto and including 33 KV

(ii) for lines of voltages exceeding 33 Kv - 3.7 metre plus
0.30 metre

for every additional 33
KV
or part thereof.

(3) The horizontal clearance between the nearest conductor and any part of such building shall, on the basis of maximum deflection due to wind pressure, be not less than -

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- (i) for lines of voltages exceeding 650 V - 1.2 metre;
and upto and including 11 KV
- (ii) for lines of voltages exceeding 11 KV
And upto and including 33 KV - 2.0 metre;
- (iii) for lines of voltages exceeding 33 KV - 2.0 metre plus 0.3
metre for every additional 33 KV
or
part thereof.

(4) For high voltage direct current systems, the vertical and horizontal clearances, on the basis of maximum deflection due to wind pressure, from buildings shall be maintained as below;

Sl. No.	High Voltage direct current	Vertical Clearance (metre)	Horizontal Clearance (metre)
1	100KV	4.6	2.9
2	200 KV	5.8	4.1
3	300 KV	7.0	5.3
4	400 KV	7.9	6.2
5	500 KV	9.1	7.4
6	600 KV	10.3	8.6
7	800 KV	12.4	10.7

5) The vertical and horizontal clearances shall be as measured as illustrated in Schedule VIII C

Explanation: - For the purposes of this regulation, the expression "building" shall be deemed to include any structure, whether permanent or temporary.

Safety of electrical installations:- (1) The Licensee and the consumer shall, in every respect, comply with the provisions of the Central Electricity Authority (Measures Relating to Safety and Electric Supply) Regulations, 2023, as amended from time to time.

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7. Thus, it is clear from the above that the premises of the complainant falls under the HT line and electricity connection cannot be given there. DTL report also clearly states that the distance between the complainant's premises and HT is 0 meters which is very much less than the prescribed limit.

From technical report placed on record, it stands established that a **220 KV HT transmission line** is passing directly over the complainant's premises. The respondent's report records that the **horizontal clearance is 0 meter** and the **vertical clearance is approximately 5 meters**.

As per Regulation 63 of the Central Electricity Authority (Measures Relating to Safety and Electric Supply) Regulations, 2023, for overhead lines exceeding **33 KV**, the minimum required vertical and horizontal clearances are substantially higher than what exists at the complainant's premises. The said clearances are mandatory and are required to be maintained on the basis of maximum sag and wind deflection, keeping in view public safety.

The complainant's contention that an electricity connection earlier existed at the premises does not improve his case, as an earlier connection – disconnected in 2009 – cannot legalize or validate a present-day violation of statutory safety norms. Safety regulations operate **prospectively and continuously**, and no vested right can be claimed against them.

Similarly, the plea of discrimination under Article 14 of the Constitution of India is misplaced. Grant of electricity connection to other premises in the locality, if any, cannot override statutory safety requirements. Article 14 does not envisage **negative equality**, and an illegality, if committed elsewhere, cannot be perpetuated in favour of the complainant.

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ORDER

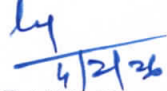
Complaint is rejected. Respondent has rightly rejected the complainant's request for a new electricity connection, as release of supply at the applied premises would be in clear violation of the Central Electricity Authority (Measures Relating to Safety and Electric Supply) Regulations, 2023 and would pose a serious safety hazard.

Order is appealable by the Consumer before the Ombudsman within 30 days of the receipt of the Order.

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.


(S.R. KHAN)
MEMBER (TECH.)


(P.K. AGRAWAL)
MEMBER (LEGAL)