



**C A No. Applied for
Complaint No. 459/2025**

In the matter of:

Naseem Akthar AnsariComplainant

VERSUS

BSES Yamuna Power LimitedRespondent

Quorum:

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

Appearance:

1. Ms. Sakshi Sharma, Counsel for the complainant
2. Mr. R.S. Bisht, Ms. Chhavi Rani & Mr. Akshat Aggarwal, On behalf of BYPL

ORDER

Date of Hearing: 12th February, 2026

Date of Order: 16th February, 2026

Order Pronounced By:- Mr. S.R. Khan, Member (Technical)

1. The brief facts of the grievance are that the complainant applied for new electricity connection vide request no. 8007004425 at premises no. 1611, Ground Floor, S.P Mukarjee Marg (Queens Road), Delhi-110006. It is also his case that OP rejected his application for new connection on the grounds of "MCD, NOC or Completion and Occupancy Certificate required".

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CGRF (BYPL)

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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 NX category for the Ground Floor of premises no. 1611, Ground Floor, S.P Mukarjee Marg (Queens Road), Delhi-110006 vide request no. 8007004425.

Reply further submitted that the said application could not be processed and was rejected as the subject premises falls within the Municipal Corporation of Delhi Polluting/ sealed units list and therefore, statutory clearances are mandatory.

It is also submitted that on 14.12.2019, the premises situated at Man Singh, 1609 G/F Queens Road, Mukherjee Marg, along with M/s Daboo Deswal, 1610 S.P. Mukherjee Marg and Gurbachan Singh Jami, 1610, Quenns Road, were included in the MCD Polluting List. Further letter dated 28.06.2022 bearing No. D-166/EE(B)-II/City'S.P. Z-2022, Pertaining to premises 1608-1609, Madarsa Road, Kashmere Gate, Delhi, the MCD City S.P. Zone Office directed disconnection of electricity.

On 11.03.2025, Letter bearing No. D-528/EE(B)-II/City-S.P. Zone/2025, Concerning premises 1611-1614, Madarsa Road, Kashmere Gate, Delhi, was issued by the MCD City S.P. Zone Office directing disconnection of electricity. Since the subject premises stands booked as a polluting unit, submission of a valid DPCC Certificate is mandatory.

It is also submitted that the applied premises is located beneath a Masjid, as per established procedure, Following documents are required:-

- a. List of members of the Masjid Committee along with valid identity proofs.
- b. No Objection Certificate (NOC) from the competent committee members permitting installation of an electricity connection.

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3. The complainant in its rejoinder denied the contentions of the respondent as averred in their reply and stated that the shop of the complainant does not cover under polluting unit and the complainant is eligible to take new non-domestic electricity connection for his shop. It is also stated that the complainant has no concern with the shops as mentioned by the respondent in para No.5. It is further stated that the DPCC is not applicable on the complainant. It is also submitted that NOC from the members of the Masjid Committee is enclosed for the kind perusal of the respondent.
4. Arguments of both the parties were heard.
5. From perusal of the documents placed on record, it is transpired that the application of the complainant for non-domestic connection was rejected by OP on the grounds of premises booked in sealing drive on different occasions. The sealing orders placed on record by OP do not show that the premise of the complainant has been covered/booked in sealing drive. The MCD list dated 11.03.2025 at sl. No. 5 shows that the building no. **1611-1614, Madarasa Road, Kashmere Gate, Delhi-110006** is booked for **unauthorised construction in the shape of entire ground floor, first floor and partly second floor.**

In this regard, the recent Judgment of Hon'ble Delhi High Court vide no. W.P. (c) 7618/2023 & CM appl. 29530/2023, CM Appl. 70837/2025 dated 13.11.2025 has held as under

"19. Thus, considering the detailed discussion hereinabove, this Court is of the view that there is no impediment with the petitioner company to grant or continue with electricity connection in the premises, where such premises are booked for unauthorized construction. However, as and when MCD takes any coercive action against such properties, which are booked for unauthorized construction, the MCD shall duly intimate the concerned electricity companies, in that regard.

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20. The electricity company shall be free to disconnect the electricity connection, as and when such request or direction is given by the MCD, at the time of taking action against the unauthorized construction in the properties in question.

The Government of National Capital Territory of Delhi (Department of Power) vide their circular no. E.11/2025/Power/7091-97 dated 17.11.2025 also directed DISCOMs to not to deny or discontinue electricity supply in premises merely because the property is booked for unauthorized construction.

To disconnect electricity only upon receiving formal intimation from MCD at the time of demolition/sealing action.

Therefore, the MCD objection raised by OP is nullified.

6. Regarding the other objection of OP, for want of NOC from the competent committee members permitting installation an electricity connection, the complainant submitted that same has been submitted along with complainant and is available on record.
7. Since the objection of OP for release of new electricity connection is not sustainable, therefore, we don't find any hurdle in releasing the new electricity connection as applied for by the complainant.

ORDER

The case is allowed. OP is directed to release the new electricity connection to the complainant as applied for by him vide request no. 8007004425 at premises no. 1611, GF, S.P. Mukherjee Marg, (Queens Road) Delhi-110006.

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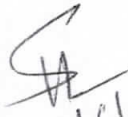
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OP is further directed to file compliance report within 21 days of the action taken on this order.

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.

ON LEAVE
(P.K. AGRAWAL)
MEMBER (LEGAL)


16/02/26
(S.R. KHAN)
MEMBER (TECH.)


(P.K. SINGH)
CHAIRMAN

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