

CC No.464/2021

BSES Rajdhani Power Ltd. Vs. Roshni

09.03.2021

CW 1 : Statement of Sh. Ashutosh Kumar S/o Late Sh. Madan Lal, DGM (Legal) BSES having its office at BSES Corporate Legal and Enforcement Cell, Andrews Ganj, New Delhi-110049.

On S.A.

Stated that I am Authorised Representative of the complainant in this case. The present complaint Ex.CW1/A has been signed and filed by me on the basis of Power of Attorney which bears my signatures at point A. I have been authorised by Sh. Arvinder Singh Gujral vide GPA to appear before any Court on behalf of the company and to appoint consultants, professionals, Advocates, Attorneys for the complainant company. The copy of GPA is Ex.CW1/B (OS&R).

RO&AC

(Mukesh Kumar)
ASJ : Special Electricity Court
Dwarka, Delhi/09.03.2021

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CW 2 : Statement of Sh. Gaurav Kumar Jainth, working with BSES Rajdhani Power Limited as Assistant Manager, BSES, Hari Nagar, New Delhi.

On S.A.

I tender my evidence by way of affidavit which bears my signatures at point A and B. Same is put as Ex.CW2/A. I have relied the documents which are Ex.CW2/1 to Ex.CW2/9.

RO&AC

(Mukesh Kumar)
ASJ : Special Electricity Court
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Fresh complaint case received today by way of assignment. It be checked and registered.

Present: Sh Ashutosh Kumar, A.R of the complainant with counsel.
CW- Sh. Gaurav Kumar Jainth is present.

Evidence by way of affidavit filed. The same is taken on record.

Heard. File perused.

CW-1 Sh. Ashutosh Kumar and CW-2 Sh. Gaurav Kumar Jainth have been examined by the complainant in pre- summoning evidence in support of its complaint filed under Section 135 of the Electricity Act, 2003 alleging the commission of direct theft of electricity.

CW-1 Sh. Ashutosh Kumar is working as an Authorized Representative with the complainant company and he has proved the complaint and the documents.

CW-2 Sh. Gaurav Kumar Jainth working as Assistant Manager with the Complainant company. He was member of the raiding team which inspected the premises of the accused and has proved the documents Ex.CW2/1 to Ex.CW2/9.

At the time of joint inspection by the raiding team of BSES, accused was found indulging in theft of electricity which was further connected to the load of the premises. The accused had caused wrongful loss to complainant and wrongful gain to himself.

Thus, there are sufficient grounds to proceed against the accused persons for the offence punishable under Section 135 of the Electricity Act 2003. Accordingly, the accused be summoned on filing of PF for **21.09.2021**. Process be served through SHO concerned.

(Mukesh Kumar)
ASJ (Electricity)/SW
Dwarka courts/Delhi/09.03.2021