

CC No. 342/18

BSES Rajdhani Power Ltd. Vs. Kalu

31.01.2019

Present: Sh Ashutosh Kumar, A.R of the complainant with counsel.
CW- Sanjay Kumar is present in person.

Evidence by way of affidavit filed. The same is taken on record. Statement of A/R of complainant also recorded.

Heard. File perused.

Statement of CW-1 Sh. Sanjay Kumar and CW-2 Ashutosh Kumar have been examined by the complainant in pre- summoning evidence in support of its complaint filed under Section 135 of the Electricity Act, 2023 alleging the commission of direct theft of electricity.

CW-1 Sh. Sanjay Kumar working as Lineman with the Complainant company. He was member of the raiding team which inspected the premises of the accused and has proved the documents Ex.CW1/A to Ex.CW1/E.

CW-2 Sh. Ashutosh Kumar is working as an Authorized Representative with the complainant company and he has proved the complaint and the documents.

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 2023. Accordingly, the accused be summoned on filing of PF for 10.05.2019. Process be served through SHO concerned.

(Mukesh Kumar)
ASJ : Special Electricity Court
Dwarka, Delhi : 31.01.2019.