

**ODISHA ELECTRICITY REGULATORY COMMISSION
BUDYUT NIYAMAK BHAWAN
PLOT NO. 4, CHUNUKOLI, SHAILESHREE VIHAR,
BHUBANESWAR-751021**

**Present: Shri G. Mohapatra, Officiating Chairperson
Shri S. K. Ray Mohapatra, Member**

Case No. 71/2021

Ayush Jasoria	Petitioner
Vrs.		
The E.E (Elect.), BED, TPNODL, Balasore	Respondent

In the matter of: **Application under Sections 142 & 146 of the Electricity Act, 2003 for non-compliance of order dated 30.09.2020 of the GRF-Balasore passed in C.C. Case No. 268/2020 and Order dated 23.12.2020 of the Ombudsman-II passed in C.R. Case No.21 of 2020.**

For Petitioner: **Nobody is present**

For Respondent: **Ms. Malancha Ghose, AGM (RA), TPNODL**

ORDER

Date of Hearing: 19.04.2022

Date of Order: 27.04.2022

The petitioner Shri Ayush Jasoria, S/o. Raj Kumar Khandalewal of Ganeswar pur, Balasore has come up with application under Sections 142 & 146 of the Electricity Act, 2003 for non-compliance of order dated 30.09.2020 of the GRF, Balasore passed in C.C. Case No. 268 of 2020 and order dated 23.12.2020 of the Ombudsman-II passed in C.R. Case No.21 of 2020. The learned GRF, Balasore while disposing of C.C. Case No. 268/2020 has directed the respondent as follows:-

“The builder Raj Kumar Khandewal has developed the infrastructure required for effecting power supply to the consumer and has executed an affidavit on 7th July, 2011 to handover the substation and line to the then NESCO Utility which is installed inside Krishna Vihar to cater power supply to the individual consumer including the petitioner of his newly constructed apartment on deposit of necessary charges. After complete handover of the infrastructure and receipt of relevant document asked vide letter No. 2681 dated 18.11.2019 from KVAOWS by the respondent, the respondent shall provide individual power supply including the petitioner as per departmental procedure as communicated by Sr.GM (Com & RA) vide letter No. 9218 dated 10.06.2011 to him.

The respondent is directed to implement the order within 30 days from the date of receipt of it.

With the aforesaid direction the case of the petitioner is disposed of.”

2. As the above order of the GRF, Balasore was not complied by the Respondent, the petitioner herein had moved to the learned Ombudsman –II in C.R. Case No.21 of 2020 and the learned Ombudsman-II while disposing of the above Consumer Representation has directed as follows:-

“x x x During hearing, both the parties were also intimated that they will cooperate to each other to resolve the grievance of the petitioner. As the case is filed before this authority for implementation of order dated 30.09.2020 in Case No.268/2020, this authority is of opinion to direct the petitioner to comply certain points raised by the respondents and the respondent is directed to implement the aforesaid order dated 30.09.2020 of the learned GRF, Balasore within 30 days from the date of this order.”

3. Heard the Respondent. During hearing the representative of TPNODL submitted that both the orders of the Fora have been complied by the respondent. The power supply has been given to the petitioner after following the statutory provisions of the Supply Code. Therefore, he prays the Commission to drop this proceeding as the above order dated 30.09.2020 of the GRF, Balasore passed in C.C. Case No. 268 of 2020 and order dated 23.12.2020 of the Ombudsman-II passed in C.R. Case No.21 of 2020 have been complied by the respondent and there is no need to proceed further in the present case under Sections 142 & 146 of the Electricity Act, 2003.
4. The case is dropped as both the order dated 30.09.2020 of the GRF, Balasore passed in C.C. Case No. 268 of 2020 and order dated 23.12.2020 of the Ombudsman-II passed in C.R. Case No.21 of 2020 have been complied by the respondent.
5. With the above observation, the case is disposed of.

Sd/-
(S.K. Ray Mohapatra)
Member

Sd/-
(G. Mohapatra)
Chairperson (Officiating)