

**ODISHA ELECTRICITY REGULATORY COMMISSION**  
**Bidyut Niyamak Bhavan, Plot No.4, Chunokoli,**  
**Sailashree Vihar, Bhubaneswar– 751 021**  
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**Present:      Shri S. P. Nanda, Chairperson**  
**Shri S. P. Swain, Member**  
**Shri A. K. Das, Member**

**Case No.12 /2010**

M/s Auro Ispat (India) Pvt. Ltd.	....	Petitioner
Vrs.		
E.E., (Elect), CESU, Athagarh	.....	Respondent

**In the matter of:      U/s 142 of the Electricity Act, 2003.**

**ORDER**  
**Date of Order:28.06.2016**

The petitioner M/s. Auro Ispat (India) Pvt. Ltd. has filed the above noted case under Section 142 of Electricity Act, 2003 for non-implementation of the order dated 30.07.2009 of the GRF, Cuttack, CESU passed in C. C. Case No. 57/2009 and also order dated 19.11.2009 passed in C.R.Case No. Om (I)-43 of 2009 by the Ombudsman-I.

2. During pendency of the above case with the Commission, the Respondent herein has moved to the Hon'ble High Court of Orissa challenging the said order dated 30.07.2009 of the GRF, CESU and also order dated 19.11.2009 of the Ombudsman-I passed in C. R. Case No. OM (I)-43 of 2009 in W.P.(C). NO. 18973 of 2009. The Hon'ble Court has been pleased to stay the operation of both the orders passed by the above fora vide their interim order dated 16.12.2009 in Misc. Case No. 16451 of 2009 in the above writ petition. The said interim stay order of the Hon'ble Court is still continuing till date.
3. Therefore, there is no need to keep the proceeding in abeyance till disposal of the above writ petition pending before the Hon'ble High Court for adjudication. The judgment of the Hon'ble High Court which will be passed in the above writ petition shall also be applicable to the parties herein.
4. With the above observation, the case is disposed of.

Sd/-  
**(A. K. Das)**  
**Member**

Sd/-  
**(S. P. Swain)**  
**Member**

Sd/-  
**(S. P. Nanda)**  
**Chairperson**