

ODISHA ELECTRICITY REGULATORY COMMISSION
BIDYUT NIYAMAK BHAWAN
UNIT-VIII, BHUBANESWAR - 751 012

Case No.19 of 2012

Shri Brundaban Parida

..... Petitioner

Vrs.

E.E.(Elect.), AED, NESCO, Anandpur

..... Respondent

In the matter of: An application under S.142 of the Electricity Act, 2003 for non-implementation of order dated 23.07.2011 of the Ombudsman-II passed in C.R. Case No. OM (II) N-25 of 2011.

Order

Dated. 03.05.2016

Shri Brundaban Parida, At/Po-Sainkul, Dist-Keonjhar has filed the above noted case u/S. 142 of the Electricity Act, 2003 for non-implementation of order dated 23.07.2011 of the Ombudsman-II in C.R.Case No. Om (II) N-25 of 2011 impleading E.E (Elect.), AED, NESCO Utility, Anandapur as respondent.

The case was taken up for hearing on 04.05.2012 with due notice to the parties concerned. During the hearing on that day, the counsel appearing on behalf of the respondent submitted that there is an writ application bearing W.P.(C). No. 5013 of 2012 filed by the respondent against the said order of the Ombudsman -II is pending before the Hon'ble High Court of Orissa.

Therefore, the Commission adjourned the matter with the direction to the parties to submit their views along with the present status of the above case. But till date neither the petitioner nor the respondent has submitted the present status of the above writ petition.

Therefore, there is no need to keep the proceeding pending before this Commission till the disposal of W.P.(C). No. 5013 of 2012 by the Hon'ble High Court of Orissa. We direct that the final outcome of the said writ petition in W.P.(C) No. 5013 of 2012 before the Hon'ble High Court of Orissa shall be applicable to both the parties. No coercive action shall be taken by the respondent on this amount till the matter decided by the Hon'ble High Court of Orissa.

Accordingly, the case is disposed of.

Sd/-
(A. K. Das)
Member

Sd/-
(S. P. Swain)
Member

Sd/-
(S.P. Nanda)
Chairperson