

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

Present: Shri S. P. Swain, Member
Shri A. K. Das, Member

Case No. 29/2014

M/s Protection Manufacturers Pvt. Ltd. Petitioner
Vrs.	
Executive Engineer (Elect.), Khurda Respondent

In the matter of: **An application u/S.142 of the Electricity Act, 2003 for non-implementation of the order dated 31.01.2014 of the GRF, Bhubaneswar Circle-II, Khurda passed in C.C.Case No. 346 of 2013 (KED).**

For Petitioner: Shri A. K. Sahani, authorised representative.

For Respondent: Shri B. K. Nayak, Advocate on behalf of Executive Engineer (Elect.), Khurda.

Order

Date of hearing: 02.12.2014

Date of order: 21.07.2015

The petitioner M/s. Protection Manufacturer Ltd., is a HT (11 KV) consumer of CESU under the Khurda Electrical Division having a contract demand of 265.2 KVA. The Petitioner had moved the GRF, Khurda, CESU in C.C Case No.346/2013 for revision of its erroneous bills. The GRF Khurda vide its order dated 31.01.2014 had disposed of the above consumer complaint case with the following directions:

“The O.P shall settle the compliant of the petitioner item wise as per the findings made by the GRF above within 30 days positively.

The C.C.Case No. 346/2013 (KED) is thus disposed of.”

2. Consequent upon the direction of GRF, Khurda a meeting was held between the representative of the Petitioner and concerned officers of CESU on 05.02.2014 but they could not reach on a conclusion. In the meantime CESU served a disconnection notice on the petitioner.
3. When above order of GRF, Khurda passed in C.C.Case No. 346/2013 was not implemented by the respondent herein, the petitioner filed the present Petition u/S. 142 of the Electricity Act, 2003.

4. The present case was taken up for hearing on question of admission as well as on merit and the Commission in their interim order dated 20.12.2014 directed both the parties to sit together for amicable settlement of their issues raised in the above case within two weeks of receipt of that order. The Respondent was further directed to file reconciliation report within three weeks of the order.
5. Since, the Commission did not receive any compliance report from the respondent CESU a reminder asking for status report was issued on 16.06.2015 by the Commission. On receipt of the Commission's Letter a meeting was held between representative of the Petitioner and officials of CESU on 03.07.2015 in the office of the GRF, Khurda in the presence of President Shri S K Sahu and Member Shri G.B. Patra. Now, the Executive Engineer KED, Khurda has filed the status of implementation of the order dated 20.12.2014 passed by the Commission.
6. From the perusal of the status report and conciliation report between parties we find that all the issues have been mutually settled except the issue of delayed payment surcharge from 01.06.2002 to 01.09.2006 which will be recalculated and adjusted in the monthly bill of July, 2015. The Petitioner has also agreed to the settlement as observed from the said report .
7. In view of above conciliation report we find no reason to proceed in this case and the same is thus dropped.
8. With the above observation, the case is disposed of.

Sd/-
(A. K. Das)
Member

Sd/-
(S. P. Swain)
Member