

**ODISHA ELECTRICITY REGULATORY COMMISSION
BIDYUT NIYAMAK BHAWAN
PLOT NO.-4, CHUNAKOLI, SHAILASHREE VIHAR
BHUBANESWAR - 751 021

**Present: Shri A. K. Das, Member/ Chairperson
Shri S. K. Parhi, Member**

Case No. 28/2016

M/s. Maa Durga Stone Crusher.	Petitioner
Vrs.		
E.E. (Electrical), KED, CESU & Others	Respondents

In the matter of: An application under Sec. 142 of the Electricity Act, 2003 for non-compliance of Order dated 18.12.2015 of the GRF, Khurda passed in C.C. Case No.509 of 2015.

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

For Respondent: Manoj Kumar Das, E.E. (Elect.), KED, Khurda, CESU.

Order

Date of hearing: 06.12.2016

Date of order:07.12.2016

M/s. Maa Durga Stone Crusher has filed the above noted case under Section 142 of the Electricity Act, 2003 for non-implementation of order dated 18.12.2015 passed by the GRF, Khurda in C.C. Case No. 509 of 2015. The direction of the GRF, Khurda is as follows:-

“The opposite parties shall revise the bills as discussed at Para-7, 8 & 9 within a period of 30 days from the date of communication of this order. No remunerative norm shall be allowed as per the discussion at Para-6 above. The C.C. Case No. 509/2015 is this disposed of accordingly.”

2. The case is taken up today for hearing on question of admission as well as on merit.
3. During hearing, the representative of the respondent submitted that CESU has moved to the Hon'ble High Court in W.P.(C). No. 11243 of 2016 challenging the above order of the GRF, Khurda and the Hon'ble Court has been pleased to stay of the operation of the above order of the GRF, Khurda vide Misc. Case No. 10519 of 2016 in their interim order dated 15.07.2016. Now, the matter is subjudice before the Hon'ble High Court for adjudication.

4. After hearing the parties and perusal of the case records, we opine that there is no need to keep in abeyance the matter with us as the issues herein are pending for adjudication before the Hon'ble Court. The judgment of the Hon'ble High Court in W.P. (C). No. 11243 of 2016 shall be applicable to both the parties herein.
5. With the above observation, the case is disposed of.

Sd/-
(S. K. Parhi)
Member

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