

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

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

**Case No. 33/2016**

|  |       |             |
|--|-------|-------------|
| Dr. Aravinda Majumdar                      | ..... | Petitioner  |
| Vrs.                                       |       |             |
| General Manager (Elect.), Cuttack & Others | ..... | Respondents |

**In the matter of: An application under Sec.142 of the Electricity Act, 2003 for non-compliance of Order dated 31.03.2016 of the Ombudsman-I passed in C.R. Case No.OM (I)-87 of 2015.**

**For Petitioner: No body present.**

**For Respondent: Santosh Kumar Samantaray, SDO (Elect.), authorized representative.**

**Order**

**Date of hearing: 06.12.2016**

**Date of order:07.12.2016**

Dr. Aravinda Majumdar, the petitioner has filed the above noted case under Section 142 of the Electricity Act, 2003 for non-implementation of the order dated 31.03.2016 of the Ombudsman-I passed in C.R. Case No. OM (I)-87 of 2015.

2. The case is taken up today for hearing on question of admission as well as on merit.
3. During hearing, the authorised representative of the respondent has submitted that CESU has challenged the above order of the Ombudsman-I passed in C.R. Case No. OM (I)-87/2015 before the Hon'ble High Court of Orissa in W.P.(C). No. 7275 of 2016. The Hon'ble Court has been pleased to grant stay of operation of the above order of the Ombudsman-I vide their interim order dated 29.07.2016 in Misc. Case No. 6692 of 2016.
4. After hearing the respondent and perusal of the case records, we opine that as the matter is sub-judice before the Hon'ble High Court in W.P.(C) No. 7275 of 2016 and the Hon'ble Court has stayed the impugned order passed by the Ombudsman-I passed in C.R. Case No. OM (I)-87/2015 vide their order dated 29.07.2016 in Misc. Case No. 6692/2016, therefore, there is no need to proceed further in the case. The outcome of the above writ petition shall be applicable to the parties herein.
5. With the above observation, the case is dropped.

**Sd/-  
(S. K. Parhi)  
Member**

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