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

Present: Shri U. N. Behera, Chairperson

Shri A. K. Das, Member Shri S. K. Parhi, Member

Case No. 16/2017

Shri Mohan Lal Garg Petitioner

Vrs.

SDO (Elect.), Rourkela Sub-division, WESCO Utility Respondent

In the matter of: An application under S.142 of the Electricity Act, 2003 for non-compliance of Order dated 17.12.2016 of Ombudsman-II passed in C.R.Case No.Omb(II)W-14 of 2016.

For Petitioner: Shri F.R. Mohapatra and Shri R.K. Behera, authorised representative.

For Respondent: Shri Amaresh Chandra Bal, A.M. (Legal), WESCO Utility...

Order

Date of Hearing: 20.06.2017 Date of Order:28.06.2017

Shri F R Mohapatra and Shri R K Behera, Authorised representatives of the Petitioner and Shri M Digal, representative of WESCO Utility are present.

- 2. The present case relates to non-compliance of the order of the Ombudsman-II in CR Case No. OM (II) 14/2016. The Petitioner has submitted that the WESCO Utility has not complied with the order till date though it had been passed on 17.12.2016. The representative of WESCO Utility has stated that they had gone on appeal to Hon'ble High Court of Orissa against the above order of the Ombudsman vide WP(C) No. 877/2017. Initially the said Hon'ble Court had granted stay on the operation of the Order of the Ombudsman-II on 08.02.2017 and has finally disposed of the matter on 27.03.2017 by quashing the order of the Ombudsman. The Petitioner has gone on appeal to Appellate Authority under Section 127 of the Act on the final assessment order of the Assessing Officer. The matter is pending before the Appellate Authority for disposal.
- 3. Heard both the parties. In view of the above developments the present proceeding has become in-fructuous.
- 4. Accordingly, the case is disposed of.

Sd/-	Sd/-	Sd/-
(S.K.Parhi)	(A. K. Das)	(U. N. Behera)
Member	Member	Chairperson