

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

\*\*\*\*\*

**Present:      Shri U. N. Behera, Chairperson  
                 Shri A. K. Das, Member  
                 Shri S. K. Parhi, Member**

**Case No. 36/ 2018**

M/s. Aditya Steel Industries, Chauliabanj, Cuttack      .....      Petitioner  
Vrs.  
EE, CED, Cuttack CESU      .....      Respondents

**In the matter of:      An application under Sec. 142 of the Electricity Act, 2003 for non-implementation of Order dated 26.03.2018 of the Ombudsman-I, passed in Case No. 21 of 2018.**

**For Petitioner:      Shri Falguni Rajguru Mohapatra, the authorized representative**

**For Respondent:      Shri Durga Sankar Das EE (Electrical) CED, CESU.**

**ORDER**

**Date of hearing: 30.10.2018**

**Date of order: 11.12.2018**

The Petitioner, M/s. Aditya Steel Industries Ltd. has approached the Commission u/s 142 of the Act 2003 for non-compliance of order of dated 26.03.2018 issued by the Ombudsman-I vide Case No. 21/2018.

2. The representative of the petitioner submitted that in the aforesaid order, the Ombudsman-1 had directed CESU to refund Rs.3,44,117/- towards balance security amount with an interest @15% from the effective date of termination of agreement within 30 days of the order. He further submitted that CESU has not complied the said order of the Ombudsman-1 till the date of filing of the petition before the commission.
3. The Respondent, Executive Engineer, CED, CESU, has submitted that they have already refunded the amount of Rs.3,47,117/- to the Petitioner on dated 20.06.2018 towards balance security deposit as per the order of Ombudsman-1. The refund of money to the Petitioner could not be made within one month of issue of this order due to intense pressure of revenue collection during March-April, 2018 and delay in necessary approval of the higher authorities. Subsequently, on its additional submission received on 20.11.2018, the Respondent has stated that they have also

refunded the interest amount of Rs.3,15,403/- to the Petitioner @15% for the from 29.12.2012 to 18.06.2018 vide Cheque No. 109381 dated 02.11.2018. Therefore, the Respondent CESU has prayed the Commission to close the matter as they have already complied the aforesaid order of the Ombudsman-I.

4. After hearing the parties and perusal of the case records, we opine that since the Respondent CESU has already complied the said order of the Ombudsman-I there is no need to proceed further in this matter under Section 142 of the Electricity Act, 2003.
5. Accordingly, the case is disposed of.

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

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

Sd/-  
**(U. N. Behera)**  
**Chairperson**