

**ODISHA ELECTRICITY REGULATORY COMMISSION  
BIDYUT NIYAMAK BHAWAN  
PLOT NO.-4, CHUNUKOLI, SHAILASHREE VIHAR  
BHUBANESWAR - 751 021  
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**Present:       Shri U. N. Behera, Chairperson  
                  Shri S. K. Parhi, Member**

**Case No. 45/2018**

M/s. Rashmi Industries ..... Petitioner

Vrs.

The E.E (Elect.), CED, Jobra, CESU, Cuttack & another ..... Respondents

**In the matter of:   An application under Section 142 of the Electricity Act, 2003 for non-implementation of order dated 04.05.2018 of the Ombudsman-I passed in C.R. Case No. 182 of 2017.**

**For Petitioner:**       Nobody is present.

**For Respondent:**     Shri Durga Sankar Das, E.E (Elect.), CED, Jobra, Cuttack.

**ORDER**

**Date of hearing: 29.10.2019**

**Date of order: 29.10.2019**

The petitioner M/s. Rashmi Industries has filed the present petition under Section 142 of the Electricity Act, 2003 for non-implementation of the order dated 04.05.2018 of the Ombudsman-I passed in C. R. Case No. 182 of 2017 wherein, the Learned Ombudsman-I directed the respondents to revise the MMFC from April, 2014 to June, 2014 if the data can be obtained by testing the meter in the Standard Test Laboratory (STL) or as per the average existing reading. The Ombudsman had also directed to change the category of the consumer-petitioner from MI to bulk domestic category after verification of load records within 30days from the date of the order. The petitioner was also directed to clear the up to date electricity dues of the existing MI for effecting the change of category by the respondents herein. As the above order of the Ombudsman-I had not been complied by the respondents, the petitioner filed the present case for implementation of the said order of the Ombudsman-I.

2. The representative of the respondents has submitted that as per direction of the Ombudsman-I passed in C.R. Case No. 182/2017, the respondents have installed HT metering system in the consumer point. The energy bills of the consumer has been

revised with effect from May, 2017 to October, 2019 basing on the bulk domestic category which has been accepted by the consumer-petitioner.

3. He also submitted that the Commission vide their interim order dated 17.09.2019 in the present case had directed the respondents to serve the copy of the revised bill on the petitioner by the 1<sup>st</sup> fortnight of October, 2019. Thereafter, the petitioner might file his rejoinder, if any, within seven days serving copy of the same on the respondent. Accordingly, the respondents have revised the bills of the petitioner-consumer as per order of the Ombudsman-I and after revision of the bills, the petitioner-consumer has also cleared the arrear amount of Rs.94,965.00 vide Money Receipt No. CI/096172 dated 20.09.2019 towards his energy charges. Therefore, he prayed the Commission to drop the present proceeding under Section 142 of the Electricity Act, 2003 as the order dated 04.05.2018 in C.R. Case No. 182/2017 of the Ombudsman-I have been complied by the respondents.
4. Since the respondent have complied the order of the Ombudsman-I in C.R. Case No. 182/2017 and the petitioner has nothing to say to the contrary as he is absent on repeated calls, we are of the view that there is no need to proceed further in this matter.
5. The case is closed as the order dated 04.05.2018 passed in C.R. Case No. 182 of 2017 of the Ombudsman-I has been complied.

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

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