

**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. 49/2018

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|----------------------------------------------------|-------|------------|
| M/s. Kishan Seva Kendra Ltd. | | Petitioner |
| Vrs. | | |
| The Executive Engineer (Elect.), Udala, Mayurbhanj | | Respondent |

In the matter of: An application under Section 142 of the Electricity Act, 2003 for non-implementation of order dated 25.04.2018 of the Ombudsman-II passed in C.R. Case No. 54 of 2017.

For Petitioner: Nobody is present.

For Respondent: Shri Chitta Ranjan Mohapatra, Asst. Manager (Fin.), UED, NESCO Utility.

ORDER

Date of hearing: 15.01.2019

Date of order: 02.02.2019

- The present petition has been filed by M/s. Kishan Seva Kendra, Badasahi, Mayurbhanj-757026 under Section 142 of the Electricity Act, 2003 for non-implementation of order dated 25.04.2018 of the Ombudsman-II passed in C.R. Case No.54 of 2017.
2. The case is taken up today for hearing on question of admission as well as on merit. During hearing the representative of the respondent submitted that being aggrieved by the order of Ombudsman-II, the respondent has challenged the said order dated 25.04.2018 passed in C.R. Case No. OM(II)(N)-54/2017 before the Hon'ble High Court of Orissa in W.P.(C). No. 12419/2018 along with a Misc. Case No. 10230/2018 for stay of operation of the above order passed by the Ombudsman-II. Therefore, the Commission may drop the proceeding in this matter.
 3. The petitioner is absent during hearing on repeated calls and therefore, we understand that he is not interested to pursue this matter before the Commission. Therefore, the case is dismissed.

Sd/-
(S. K. Parhi)
Member

Sd/-
(A. K. Das)
Member

Sd/-
(U. N. Behera)
Chairperson