

**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. 58/2018

M/s. Rayet Engineering, Manguli, Cuttack Petitioner

Vrs.

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

In the matter of: An application under S.142 of the Electricity Act, 2003 for non-implementation of order dated 21.09.2017 of the Ombudsman-I passed in C.R. Case No.121 of 2017.

For Petitioner: Shri F. R. Mohapatra, the authorized representative.

For Respondents: Shri Sanjay Kumar Bal, Advocate.

ORDER

Date of hearing: 29.01.2019

Date of order:02.02.2019

The petitioner M/s. Rayet Engineering has filed this petition under Section 142 of the Electricity Act, 2003 for non-implementation of order dated 21.09.2017 of the Ombudsman-I passed in C.R. Case No. 121 of 2017.

2. The authorised representative of the petitioner submitted that the Ombudsman-I vide order dated 21.09.2017 passed in C.R. Case No. 121/2017 had directed the respondent to revise the MMFC as per order of the GRF, Cuttack and reflect the same in the next month bill. The respondent was also directed to refund the excess meter rent collected for the meter installed in June, 2008 limiting to 40 months and the meter rent for the presently installed meter is to be collected for 60 months.
3. The counsel appearing on behalf of respondent submitted that they have already complied the above direction of the Ombudsman-I and an amount of Rs. 8526/- has been credited in the account of the petitioner during the month of August, 2018. Out of this an amount of Rs. 4176/- is towards revision of MMFC from the month of December, 2017 to July, 2018 as per order of the GRF, Cuttack and an amount of

Rs.4350/- is towards excess meter rent collected from the petitioner from the month of October, 2011 to February, 2014 as the new meter was installed in the month of March, 2014.

4. Heard the parties and went through the case records. We observe that the respondent has already complied the aforesaid order dated 21.09.2017 of the Ombudsman-I in August, 2018, which is accepted by the authorised representative of the petitioner during hearing. Therefore, we decide that there is no need to proceed further in the present case 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