

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

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

Case No. 61/2019

Smt. Alakananda Das Petitioner

Vrs.

The S.D.O (Elect.), Jaleswar Electrical Sub-division,
NESCO Utility Respondent

In the matter of: **Application under Section 142 of the Electricity Act, 2003 for non-compliance of the Order dated 29.11.2018 of the Appellate Authority-Cum-EE-cum-Dy. Electrical Inspector, GoO, Balasore passed in Case No. AAC No. 06 of 2016.**

For Petitioner: Nobody is present.

For Respondent: Shri Bhuban Kumar Sahoo, SDO (Elect.), Jaleswar.

ORDER

Date of hearing: 14.01.2020

Date of order: 27.01.2020

The petitioner Smt. Alakananda Das has filed the present petition under Section 142 of the Electricity Act, 2003 for non-compliance of the Order dated 29.11.2018 of the Appellate Authority-Cum-EE-cum-Dy. Electrical Inspector, GoO, Balasore passed in Case No. AAC No. 06 of 2016. The Appellate Authority-cum-Executive Engineer-cum-Dy. Electrical Inspector, Balasore while disposing of the above case by quashing the final assessment order of the Assessing Officer had directed the respondent to refund Rs.32,000/- to the Appellant through adjustment of such amount in the monthly bills of the Appellant. The Respondent was further directed to file compliance within 60 days from the date of receipt of the order.

2. During hearing on 05.11.2019, the respondent was directed to file its reply by 19.11.2019 covering the reasons for delay in implementation of the order of the Appellate Authority for nearly one year, along with details of calculation of the revised bill serving a copy of the same on the petitioner. The petitioner was also directed to file his rejoinder, if any, to the reply of the respondent by 03.12.2019.

3. The representative of the respondent submitted that he has complied the said Order dated 29.11.2018 of the Appellate Authority-Cum-EE-cum-Dy. Electrical Inspector, GoO, Balasore passed in Case No. AAC No.06 of 2016 in letter and spirit in the meantime. He also prayed the Commission to drop the proceeding initiated under Sections 142 & 146 of the Electricity Act, 2003.
4. Since the respondent says that he has complied the Order dated 29.11.2018 of the Appellate Authority-Cum-EE-cum-Dy. Electrical Inspector, GoO, Balasore passed in Case No. AAC No.06 of 2016 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. Accordingly, the case is dropped as Order dated 29.11.2018 of the Appellate Authority-Cum-EE-cum-Dy. Electrical Inspector, GoO, Balasore passed in Case No. AAC No.06 of 2016 has been complied.

Sd/-
(S. K. Parhi)
Member

Sd/-
(U. N. Behera)
Chairperson