

**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
 Shri G. Mohapatra, Member**

Case No. 35/2020

M/s. Raja Agro Cold Storage	Petitioner
Vrs		
The E.E (Elect.), CED, NESCO Utility	Respondent

In the matter of: Application under S. 142 of the Electricity Act, 2003 for violation of Regulation 64 and 70 of the OERC Distribution (Condition of Supply) Code, 2019 for not allowing reduction of contract demand.

For Petitioner: Shri Lalit K. Maharana, Advocate

For Respondent: The Executive Engineer (Elect.), CED, Balasore.

ORDER

Date of hearing: 08.09.2020

Date of order: 15.09.2020

M/s. Raja Agro Cold Storage, Balasore has filed the above case under Section 142 of the Electricity Act, 2003 for violation of Regulation 70 of the OERC Distribution (Condition of Supply) Code, 2004. The petitioner had applied on 13.11.2018 for reduction of contract demand from 560 KVA to 380 KVA of Raja Agro Cold Storage. It has also applied for supply of electricity through the existing 750 KVA, 33/0.4 KV substation to its auxiliary units, Raja Flyash Bricks, Raja-1 Flyash Bricks along with its cold storage factory at LT due to frequent breakdown of 11 KV supply. The petitioner has deposited Rs.1180.00 on 19.11.2018 and as per Regulation 64 of the Supply Code there is no necessity for submission of the test report of the electrical contractor and inspection report of the electrical inspector. As the respondent did not consider the application for reduction of contract demand of the petitioner, he approached the GRF, Balasore in CC Case No. 53 of 2019. The GRF-Balasore while disposing of the above case had directed the petitioner to approach the respondent for reduction of contract demand afresh. Being aggrieved by the order of GRF the petitioner approached the Ombudsman-II challenging the order of the GRF in CR Case No. 22 of 2019. The Ombudsman-II vide its order dated 26.11.2019 had dismissed the CR petition and upheld the order passed by the GRF,

Balasore without considering regulation 70 of the Supply Code. Hence the Petitioner has approached this Commission.

2. Due to the prevalence of pandemic COVID-19, the matter is taken up for hearing through video conferencing. The Counsel for the petitioner prays for withdrawal of the above case.
3. Prayer of the petitioner for withdrawal of the case is allowed as the respondent has no objection.
4. The case is dismissed as withdrawn.

Sd/-

(G. Mohapatra)
Member

Sd/-

(S. K. Parhi)
Member

Sd/-

(U. N. Behera)
Chairperson