

ODISHA ELECTRICITY REGULATORY COMMISSION
BIDYUT NIYAMAK BHAWAN,
PLOT NO. 4, CHUNOKOLI, SHAILASHREE VIHAR,
BHUBANESWAR-751021

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

Case No. 19/2021

M/s. Sagarika Bricks	Petitioner
Vrs.		
The E.E (Elect.), CED, TPCODL, Jobra, Cuttack	Respondent

In the matter of: **Application under Sections 142 of the Electricity Act, 2003 for non-compliance of order dated 20.01.2021 of the Ombudsman-I passed in C.R. Case No.100 of 2020.**

For Petitioner: Shri. R. K. Behera, the authorized representative.

For Respondent: Shri Naresh Sahoo, E.E(Elect.), TPCODL, CED, Jobra, Cuttack.

ORDER

Date of hearing: 22.06.2021

Date of order: 30.06.2021

The present Petitioner M/s. Sagarika Bricks, At/P.o-Kurangasasan, Dist.-Cuttack-754002 has filed this application petition under Sections 142 of the Electricity Act, 2003 for non-compliance of order dated 20.01.2021 of the Ombudsman-I passed in C.R. Case No.100 of 2020.

2. Due to Covid-19 pandemic situation, the Commission had decided to hear the matter through Video Conferencing in the Virtual Court on 22.06.2021. Accordingly the parties had been intimated.
3. The application of M/s. Sagarika Bricks, At/P.o-Kurangasasan, Dist.-Cuttack is taken up for hearing. The authorized representative of the petitioner submits that the above case under Section 142 of the Electricity Act, 2003 was filed for non-compliance of the order dated 20.01.2021 of the Ombudsman-I passed in C.R. Case No.100 of 2020. The Ombudsman-I while disposing of the case had directed the respondent to withdraw the transformer loss charged on the petitioner-consumer for the period from 01.04.2018 to 07/2020 and revise the MMFC of the petitioner for the period from

11/2019 to 12/2020 as per Para 328 of OERC RST order for FY 2019-20. The amount so withdrawn and revised shall be credited in the subsequent electricity bills of the petitioner-consumer.

4. The E.E (Elect.), TPCODL, CED, Jobra, Cuttack submits that the respondent has complied the order dated 20.01.2021 of the Ombudsman-I passed in C.R. Case No.100 of 2020 in letter and spirit. The compliance report is intimated to the consumer and the consumer has also agreed to the same. Therefore, he has prayed the Commission to drop the proceeding initiated under Section 142 of the Electricity Act, 2003 as the order of the Ombudsman-I has been complied. Therefore, he has prayed for closure of the proceeding. The petitioner admits that the order of the Ombudsman-I has been complied. However, the petitioner has raised some new issues that were not part of the said order.
5. We are of the view that there is no need to proceed further in this matter since the order passed by Ombudsman-I has been complied. However, if the petitioner-consumer has any new cause of action he may approach the proper forum for redressal of the same but not in the present proceeding.
6. Accordingly, the case is dropped as order dated 04.03.2021 of the Ombudsman-I passed in C.R. Case No.12 of 2021 arising out of the order dated 26.11.2020 of the GRF, Cuttack passed in C.C. Case No.422/2020 has been complied.

Sd/-

(G. Mohapatra)
Member

Sd/-

(S. K. Parhi)
Member

Sd/-

(U. N. Behera)
Chairperson