

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

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

**Case No. 22/2021**

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

**In the matter of:**     **Application under Section 142 of the Electricity Act, 2003 for non-compliance of order dated 15.01.2021 of the Ombudsman-I passed in C.R.Case No.105 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**

M/s. Dash Flyash Bricks, At-Kuspangi, P.O: Godipatna, Dist-Cuttack has filed this petition under Section 142 of the Electricity Act, 2003 for non-compliance of order dated 15.01.2021 of the Ombudsman-I passed in C.R. Case No.105 of 20202.

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. Dash Flyash Bricks, At-Kuspangi, P.O: Godipatna, Cuttack was 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 due to non-compliance of the order dated 15.01.2021 of the Ombudsman-I passed in C.R. Case No.105 of 20202. The Ombudsman-I while disposing of the case had directed the respondent to refund the excess SD of Rs.32,479/- by way of adjustment in next billing cycle as laid down in Clause 53 of the Supply Code and to enter the matter in

to the consumer record as per procedure within a month failing which the petitioner would be at liberty to approach the OERC for necessary implementation of the above direction of the Ombudsman-I in terms of the provisions of section 142 and 146 of the Electricity Act, 2003.

4. The E.E (Elect.), TPCODL, CED, Jobra, Cuttack submits that the respondent has complied the order dated 15.01.2021 of the Ombudsman-I passed in C.R. Case No.105 of 20202 in letter and spirit. The compliance report has been intimated to the consumer and the consumer is also agreed with 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.
5. The respondent says that he has complied the order dated 15.01.2021 of the Ombudsman-I passed in C.R. Case No.105 of 20202 in letter and spirit and the petitioner has admitted the same. The petitioner also prays to drop the present proceeding under Section 142 of the Electricity Act, 2003. Therefore, we are of the view that there is no need to proceed further in this matter.
6. Accordingly, the case is dropped as order dated 15.01.2021 of the Ombudsman-I passed in C.R. Case No.105 of 20202 has been complied.

Sd/-

**(G. Mohapatra)**  
**Member**

Sd/-

**(S. K. Parhi)**  
**Member**

Sd/-

**(U. N. Behera)**  
**Chairperson**