

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

**Present: Shri G. Mohapatra, Officiating Chairperson
Shri S. K. Ray Mohapatra, Member**

Case No. 97/2021

Shri Subash Chandra Acharya Petitioner
Vrs.
The Asst. Manager (Comm.), (Elect), Tritol Electrical Sub- Division,
Tritol, TPCODL, Jagatsinghpur-754137 Respondent

In the matter of: Application under Section 142 of the Electricity Act, 2003 for non-compliance of order dated 18.08.2021 of the Ombudsman-I passed in C. R. Case No.111 of 2021.

For Petitioner: Nobody is present.

For Respondent: Nobody is present.

ORDER

Date of Hearing: 19.04.2022

Date of Order: 02.05.2022

The petitioner Shri Subash Chandra Acharya, S/o. Prafulla Kumar Acharya of Ban Barada, Po-Katara, Dist.-Jagatsinghpur-754106 has come up with this application under Section 142 of the Electricity Act, 2003 for compliance of order dated 18.08.2021 of the Ombudsman-I passed in C.R. Case No. 111/2021. The learned Ombudsman-I while disposing of C.R. Case No. 111/2021 has directed the respondent as follows:-

“On such agreement between the parties, the representation of the petitioner-consumer is disposed of with direction to the OP that he shall examine as to whether a sum of Rs.1038/- can be waived after recalculation. Besides the OP is directed to waive the DPS charges and allow the rebate benefit to the petitioner-consumer during the entire bill revision period.

The case is accordingly disposed of.

2. The case is taken up for hearing on 19.04.2022 with due notice to the parties concerned. On repeated calls neither the petitioner nor the respondent were present during hearing. However, the respondent had filed his reply stating therein that as per the order of the Ombudsman-I passed in C.R. Case No.111 of 2011, the respondent had withdrawn all the DPS charges along with monthly rebate amounting to

Rs.2124.00 (DPS of Rs.1400.00+ Rebate of Rs.724.00) in the energy Bill for the Month of September, 2021. The previous calculation sheet had been examined by the Respondent as per order of the Ombudsman-I and it was found that the revision statement had been made in proper manner. Therefore, he prayed the Commission to drop this proceeding as the above order of the Ombudsman-I had been complied by the respondent and there is no need to proceed further in the present case under Section 142 of the Electricity Act, 2003. The above submission of Respondent was taken on record.

3. The case is dropped for non-prosecution as both the petitioner and the respondent were absent on repeated calls during hearing and it appeared that they were not interested to proceed further in this matter.
4. With the above observation, the case is closed.

Sd/-

(S.K. Ray Mohapatra)
Member

Sd/-

(G. Mohapatra)
Chairperson (Officiating)