

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

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

Case No. 64/2022

M/s. Prime Agro Food Processing (P) Ltd. Vrs. The Executive Engineer (Elect), CDD No.1, TPCODL, Ranihat, Cuttack -753007 & Others	Petitioner
	Respondents

In the matter of: **Application under Section 142 of the Electricity Act, 2003 for non-implementation of order dated 19.08.2021 of the GRF, Bhubaneswar passed in C.C. Case No. 215 of 2021.**

For Petitioner: Er. A. K. Sahani, the authorized representative.

For Respondents: Shri Subrat Kumar Behera, AFM, the representative of the Executive Engineer (Elect.), BED, Rasulgarh, TPCODL.

ORDER

Date of Hearing: 06.12.2022

Date of Order: 17.12.2022

The petitioner M/s. Prime Agro Food Processing (P) Ltd., Mancheswar Industrial Estate, Bhubaneswar has come up with application under Section 142 of the Electricity Act, 2003 for non-implementation of order dated 19.08.2021 of the GRF, Bhubaneswar passed in C.C. Case No. 215 of 2021 by TPCODL. The learned GRF, Bhubaneswar while disposing of C.C. Case No.215 of 2021 has directed the respondent as follows:-

“ x x x, the respondent will adjust the excess security deposit money of Rs.1,13,815/- in the complainant's next bill. There is no other grievance of the complainant, as such. Hence the case is disposed of.”

2. The authorized representative of the petitioner has submitted that the petitioner has furnished his acceptance letter with the order dated 19.08.2021 of the GRF, Bhubaneswar passed in C.C. Case No.215 of 2021. Since the above order dated 19.08.2021 of the GRF, Bhubaneswar passed in C.C. Case No.215 of 2021 was not complied by the respondents, the petitioner has approached this Commission for early compliance of the same by TPCODL in this present case.

3. The representative of the respondents has submitted that with regard to the above order dated 19.08.2021 of the GRF, Bhubaneswar passed in C.C. Case No.215 of 2021, the steps have already been taken for implementation of the said order of the GRF, Bhubaneswar. As per order of the GRF, Bhubaneswar the respondents have refunded the security deposit amount of Rs.1,13,815/- through adjustment and the said amount will reflect in the bill for the month of September, 2022.
4. Heard the Parties at length in virtual mode. During hearing the representative of the respondent submits that the order dated 19.08.2021 of the GRF, Bhubaneswar passed in C.C. Case No.215 of 2021 has been fully complied with the help of the Commercial Team of TPCODL. The excess security deposit amount of Rs.1,13,815/- of the petitioner has been refunded to the petitioner through adjustment in the bill for the month of September, 2022. Therefore, the representative for the Respondents prays the Commission not to proceed further in this case under Section 142 of the Electricity Act, 2003 since the order dated 19.08.2021 of the GRF, Bhubaneswar passed in C.C. Case No. 215 of 2021 have been complied. The authorized representative of the petitioner has agreed with the submission of the representative for the respondents that the order dated 19.08.2021 of the GRF, Bhubaneswar passed in C.C. Case No.215 of 2021 has been complied in letter and spirit.
5. Since the Petitioner has accepted that the Respondents have fully complied the orders of Fora in his case, the proceeding under Section 142 against the Respondent is hereby dropped.
6. With the above observation, the case is disposed of.

Sd/-
(S. K. Ray Mohapatra)
Member

Sd/-
(G. Mohapatra)
Officiating Chairperson