

**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. 67/2022**

M/s. Bahamai Enterprises	.....	Petitioner
Vrs.		
The Executive Engineer (Elect.), Rairangpur Electrical Division, TPNODL, Rairangpur, Mayurbhanj	.....	Respondent

**In the matter of:     Application under Section 142 of the Electricity Act, 2003 for non-compliance of order dated 20.08.2022 of the Ombudsman-II passed in C.R. Case No.19 of 2022.**

**For Petitioner:**     Shri Tushar Behera, authorized representative.

**For Respondent:** Sri Chinmaya Behera, E.E(Elect.), RED, Rairangpur, TPNODL.

**ORDER**

**Date of Hearing: 20.12.2022**

**Date of Order: 20.12.2022**

The Petitioner Sri Rohidas Murmu of Bargimara, Mayurbhanj has come up with application under Section 142 of the Electricity Act, 2003 for non-compliance of order dated 20.08.2022 of the Ombudsman-II passed in C.R. Case No.19 of 2022 by the Respondent- E.E (Elect.), RED, Rairangpur, TPNODL. The learned Ombudsman-II while disposing of C. R. Case No.19 of 2022 has directed the respondent herein to:

- “1.     *To prepare an estimate considering the above observation and determine the remunerative norms as per Appendix-1 of OERC Regulations, 2004. If the scheme is found non-remunerative then make the scheme remunerative taking the required consumer contribution as per Clause-7, Appendix-1 of OERC Regulations, 2004.*
  2.     *The respondent is directed to act as per the above directions and provide power supply to the petitioner within 60 days from the date of receipt of letter of acceptance from the petitioner and file compliance before this Authority within 75 days.”*
2.     Since the above order of Ombudsman-II was not complied by the respondent, the petitioner has approached this Commission for compliance of the same in this present case.

3. During hearing the respondent submits that in compliance to the above direction of the Ombudsman-II passed in C.R. Case No.19 of 2022 the existing transformer of 25KVA capacity has already been upgraded for providing power supply of 22kW load under Medium Industry category to the petitioner. Regarding deposit of service connection estimate the petitioner has already been intimated to deposit the service connection estimate amount to avail power supply. The petitioner has deposited the estimated amount with the respondent for new service connection and the respondent has already given power supply to the Medium Industry unit of the petitioner. Therefore, he prays the Commission to drop the proceeding initiated under Section 142 of the Electricity Act, 2003 as the order of Ombudsman-II has been complied by the respondent.
4. The authorized representative of the petitioner has agreed with the submission of the respondent that the order dated 20.08.2022 of the Ombudsman-II passed in C.R. Case No.19 of 2022 has been complied in letter and spirit.
5. Since the Petitioner has accepted that the Respondent has fully complied the order dated 20.08.2022 of the Ombudsman-II passed in C.R. Case No.19 of 2022 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**