

**ODISHA ELECTRICITY REGULATORY COMMISSION  
PLOT NO. 4, CHUNUKOLI, SAILESHREE VIHAR,  
CHANDRASEKHARPUR,  
BHUBANESWAR-751021**

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**Present:        Shri S. C. Mahapatra, Chairperson  
                     Shri G. Mohapatra, Member**

**Case No. 50/2023**

Amrin Khanam

..... Petitioner

Vrs.

The Executive Engineer (Elect), KED, Kendrapara-I, TPCODL..... Respondent

**In the matter of:        Application under Section 142 of the Electricity Act, 2003 for non-compliance of order dated 30.12.2020 of the GRF, Paradeep passed in C.C. Case No. 799/2020 as well as Order dated 01.09.2021 of the Ombudsman-I passed in C.R. Case No. 97 of 2021.**

**For Petitioner:        Shri Rabin Kishore Behera, Authorized Representative.**

**For Respondent:        Jaspreet Kaur, Advocate.**

**ORDER**

**Date of Hearing: 22.08.2023**

**Date of Order: 22.08.2023**

The Petitioner- Amrin Khanam, W/O: Ansur Ali Khan of Madhial, Kendrapara has filed the present petition under Section 142 of the Electricity Act, 2003 alleging non-implementation of order dated 30.12.2020 of the GRF, Paradeep passed in C.C. Case No. 799/2020 as well as Order dated 01.09.2021 of the Ombudsman-I passed in C.R. Case No. 97 of 2021.

2. The Learned GRF, Paradeep while disposing of C.C. Case No. 799 of 2020 has directed as follows:

*“ 5. The O.P. shall comply with the observation made in above findings.*

*The case is accordingly disposed of.*

*The revision shall be reflected in the next month billing.*

*The compliance report shall be submitted to the forum within a month failing which it shall be treated as non-compliance of order.*

*Order pronounced in the open forum today i.e. dated 30<sup>th</sup> December, 2020 under the seal & signature of the forum. X xx ”*

3. As the above Order of the GRF, Paradeep was not complied with by the Respondent-TPCODL, the Petitioner herein moved the Ombudsman-I by taking C.R. Case No. 97 of 2021. The learned Ombudsman-I while disposing of the said Consumer Representation has directed as follows:

*“ xxx .During conciliation the Authorized Representative of the Opp. Party submitted that the directions imparted by the GRF in the relevant case*

*cannot be implemented as O.P's head office has given a clarification to that effect. On the contrary the Authorized Representative of the Petitioner submitted that all the four directions of the GRF can be implemented by the O.P. as there is no legal bar. Having heard the said submissions of the parties and being alive to the fact that this is a case for non-compliance of the order dated 30.12.2020 passed by the GRF, Paradeep in C.C. Case No.799/2020, I am of the opinion that the O.P. should be directed to comply with the said order. Accordingly, the O.P. is hereby directed to comply with the said order of the GRF, Paradeep within a month hence failing which the Petitioner would be at liberty to approach the Hon'ble OERC for necessary redressal of his grievances."*

4. Being aggrieved by the order of the GRF, Paradeep passed in C.C. Case No.799/2020 and the order of the Ombudsman-I passed in C.R. Case No.97 of 2021, the Respondent-TPCODL herein had filed a writ petition in W.P.(C) No. 36867 of 2011 along with IA No.17128 of 2021 before the Hon'ble High Court of Odisha seeking stay of the orders passed by the forums. The above writ petition is still pending before the Hon'ble Court for adjudication. Therefore, the Respondent-licensee prays the Commission for adjournment of one month to obtain the interim stay order of the Hon'ble High Court in the abovementioned writ petition.
5. Heard the Parties. Though there is no practice of allowing adjournments, in view of the circumstances as stated-above, the proceeding stands posted to 26.09.2023 for compliance of the order of the Forums or to obtain stay of the operation of the order of the Forums.
6. With the above direction to the Respondent-TPCODL, the case is disposed of.

Sd/-

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

Sd/-

**(S. C. Mahapatra)**  
**Chairperson**