

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

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

**Case No. 16 of 2024**

Sri Dullavananda Nayak ..... Petitioner

Vrs.  
The Executive Engineer (Elect.), SED,  
TPCODL, Cuttack & another ..... Respondents

**In the matter of:    Application under Sections 142 of the Electricity Act, 2003 alleging  
                              non-compliance of order dated 07.11.2023 of the GRF, Cuttack passed  
                              in C.C. Case No.218 of 2023.**

For Petitioner:        Shri Dullavananda Nayak.

For Respondent:      Shri Debashis Pattnaik, Advocate.

**ORDER**

**Date of Hearing: 18.06.2024**

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The Petitioner, Shri Dullavananda Nayak has filed a Petition under Section 142 of the Electricity Act, 2003 alleging non-compliance of the order dated 07.11.2023 passed by the Learned GRF, Cuttack in C.C. Case No.218 of 2023.

2. The Commission, vide its order dated 14.05.2024, had directed the Learned GRF, Cuttack to make on the spot verification about truthfulness of the allegations of the Petitioner and counter submissions made by the Respondent-Licensee and to submit a report to this Commission on or before 10.06.2024. Accordingly, the Learned GRF, Cuttack has submitted the spot verification report on 07.06.2024.
3. As per the aforesaid report of the Learned GRF, the Representative(s) of the Forum had visited the premises of the Petitioner and Smt. Manima Nayak on 05.06.2024 and found no unauthorized diversion of power supply with unsafe wire from the domestic service connection of Smt. Manima Nayak to her nearby other premises. In the said report, it is concluded that, "Non-compliance with the order of the GRF, Cuttack by the Respondent-Licensee will arise only when on verification by the Respondent any diversion of the power supply with unsafe wire by Smt. Manima Nayak is detected or separate new connection is not given by the Respondent to her other premise after her application for

the same. Therefore, the allegation made by the Petitioner regarding non-compliance order of the Forum by the Respondent is not true as the cause of action has not arisen.”

4. The Petitioner states that after filing of the present case before this Commission, Smt. Manima Nayak has dismantled the unauthorized diversion of power supply with unsafe wire from her existing domestic service connection to her nearby other premise passing over the plots of the other persons as well as over a private road jointly owned by the him. Now, he does not have any issue in this matter.
5. In view of the above, we observe that the Petitioner does not have any grievances or issues at present pertaining to compliance of the order dated 07.11.2023 passed by the Learned GRF, Cuttack in C.C. Case No.218 of 2023. Hence, in the instant case action under Section 142 of the Electricity Act, 2003 does not arise. Therefore, the case has no merit and thus dismissed.
6. Accordingly, the case is disposed of.

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

**Sd/-**  
**(G. Mohapatra)**  
**Officiating Chairperson**