

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

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

**Case No. 17/2024**

M/s. Maithan Ispat Ltd.

..... Petitioner

Vrs.

The Executive Engineer (Elect.),  
JRED, Jajpur, TPNODL

..... Respondent

**In the matter of:     Application under Sections 142 of the Electricity Act, 2003 alleging non-compliance of order dated 08.08.2023 of the OERC passed in Case No.31/2023 arising out of order dated 20.10.2011 of the Ombudsman-II in C.R. Case No.37 of 2011.**

**ORDER**

**Date of Hearing: 16.07.2024**

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This matter is taken up for hearing through hybrid arrangement.

2.     Shri A.K. Sahani, the Authorized Representative of the Petitioner and Sri Pramod Kumar Nayak, Executive Engineer (Electrical), JRED, TPNODL, Jajpur Road -the Respondent do appear. The compliance report submitted by the Respondent-TPNODL is taken on record.
3.     The Petitioner had filed the present petition under Section 142 of the Electricity Act, 2003 alleging non-compliance of the order dated 08.08.2023 of the Commission passed in Case No.31 of 2023 arising out of the order dated 20.10.2011 of the Ombudsman-II in C.R. Case No.37 of 2011. The Learned Ombudsman-II while disposing of C.R. Case No.37 of 2011 has issued the following directions:

*“No law provides to segregate the data of two meters to prepare energy bills. Considering all the above aspects, the energy bill from February, 2011 to June, 2011 should have been revised on the basis of average meter reading for the consecutive three billing periods of the new meter (with provision of export and import recording facility) replaced as per Regulation 97 of OERC Supply Code, 2004.*

*From all such findings it is concluded that, the Respondent shall revise the energy bills of the Petitioner as:*

*(a)       Energy bill for January, 2011-The energy charges billed earlier will remain as it was. Re-cast the demand charges, considering total contract demand of the company as 15000KVA.*

*(b)       Energy bills from February, 2011 to June, 2011-As per Regulation 97 of the OERC Supply Code, 2004, Re-cast the energy bills on the basis of average meter reading for the consecutive three billing*

*periods of the new meter (which has import and export recording facility) replaced. The average power factor of the above three readings is to be considered as the P.F of each month for revision of the above bills from February, 2011 to June, 2011. ”*

4. The Commission, while disposing of the aforementioned Case No.31 of 2023 vide order dated 08.08.2023, acceding to the request of the Respondent, had directed the Respondent-TPNODL to comply with the order dated 08.08.2023 of the Commission passed in Case No.31 of 2023 at the earliest and submit the compliance report before this Commission.
5. During hearing of the matter, the Respondent-Licensee submits that the aforesaid order dated 08.08.2023 of the Commission passed in Case No.31 of 2023 has already been complied with in letter & spirit and it is prayed before the Commission for closing the present proceeding. The Authorized Representative of the Petitioner does not object for disposal of the case stating that the Commission may direct the Respondent-Licensee to serve a copy of the Bill revision statement to the petitioner.
6. Accordingly, the Petition stands disposed of with the direction to the Respondent-TPNODL to serve the copy of the Bill revision statement to the Petitioner in course of the day.

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

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