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ODISHA ELECTRICITY REGULATORY COMMISSION
BIDYUT 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. 67/2024

M/s. Konark Aquatics & Exports(P) Ltd. Petitioner

Vrs.

The Executive Engineer (Electrical), TPCODL,
Bhubaneswar Electrical Division (BED),
Rasulgarh, Bhubaneswar -751010. Respondent

In the matter of: Application under Section 142 of the Electricity Act, 2003 alleging non-compliance of order dated 25.06.2024 of the Learned GRF, Bhubaneswar passed in C.C. Case No.100 of 2024(BED).

ORDER

Date of Hearing: 12.11.2024

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This matter has been taken up for hearing through hybrid arrangement.

2. The Representative of the Petitioner- M/s. Konark Aquatics & Exports (P) Ltd. and the Respondent-Sri Kamal Lochan Baral, the Executive Engineer, BED, TPCODL, Rasulgarh, Bhubaneswar do appear. The additional submissions filed by the Respondent-Licensee is taken on record.
3. The Petitioner- M/s. Konark Aquatics & Exports (P) Ltd. has filed the present Petition under Section 142 of the Electricity Act, 2003 alleging non-compliance of order dated 25.06.2024 of the Learned GRF, Bhubaneswar passed in C.C. Case No.100 of 2024 (BED). The said order of the Learned GRF, Bhubaneswar reads as under:

“The instant case is a matter of refund of security deposit amounting to Rs.6,23,080.00 in favour of M/S. Konark Aquatic & Exports Pvt. Ltd. bearing Cons. Account No.80000101362 (329LI) disconnected since November 2013 & bill stopped since May 2016 as per the consumer billing ledger. However, the matter has been pending due to some internal issues for preparation of the final bill & refund of the

security deposit. In this regard the petitioner has applied for such refund to the Executive Engineer, BED, Division on 20.03.2024.

Hence, the forum after careful consideration of all the aspects, direct the respondent for refund of the security deposit as per Clause 58 read with Clause 49 within a period of one month”

4. On the query of the Commission about compliance of the aforesaid order, the Respondent-Licensee submits that in obedience to the order of the Learned GRF, Bhubaneswar, they have already refunded an amount of Rs.5,82,893.37 on 24.07.2024 towards principal security deposit of the Petitioner after adjustment of arrear dues along with an amount of Rs.1,19,704.60 towards interest for the period from April, 2020 to 11.07.2024. Further, they have refunded an amount of Rs.1,42,436/- on 08.11.2024 towards interest on security deposit for the period from April, 2017 to March, 2020 i.e. the period of the erstwhile CESU. Accordingly, they have already complied with the order dated 25.06.2024 of the Learned GRF, Bhubaneswar and thus, it is prayed before the Commission to dispose of the Case.
5. The Representative of the Petitioner while admitting regarding refund of the aforesaid amount to him, he submits that the Respondent-Licensee has not calculated the interest as per the Clause 58 of the OERC Supply Code, 2019. According to him, some amount is still due, for which, credit is to be given.
6. After hearing both the parties and the records placed before the Commission, it is observed that as per the submissions of the Respondent-Licensee, the compliance has been made by them. However, the Petitioner may approach the Respondent-Licensee for any clarification in this regard, if needed. In case of any further grievances, the Petitioner is at liberty to approach the GRF, Bhubaneswar.
7. We dispose of the petition in the above terms.

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

Sd/-
(G. Mohapatra)
Officiating Chairperson