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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 Pradeep Kumar Jena, Chairperson**
 Shri G. Mohapatra, Member
 Shri S. K. Ray Mohapatra, Member

Case No. 24/2025

Sri Anil Kumar Sahoo Petitioner
Vrs.

The Executive Engineer (Electrical), CDD No.II,
Badambadi, TPCODL, Cuttack Respondent

In the matter of: **Application under Section 142 of the Electricity Act, 2003 alleging non-compliance of order dated 10.03.2023 of the learned Ombudsman-I passed in C.R. Case No.02 of 2023 along with an application for early hearing and for restoration of power supply to his factory.**

For Petitioner: Shri Rabin Kishore Behera, Authorized Representative.

For Respondent: Shri Debashis Pattanaik, Advocate.

ORDER

Date of Hearing: 22.04.2025

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Sri Anil Kumar Sahoo, S/o Late Alekh Chandra Sahoo, At-Fakirpur, Pandasahi, P.O: Jagatpur, Dist.-Cuttack has filed the present petition alleging non-compliance of order dated 10.03.2023 of the learned Ombudsman-I passed in C.R. Case No.02 of 2023.

2. The Petitioner is a consumer of MI Category bearing Consumer Account No.80000490021 having contract demand of 40 kW. Due to billing dispute, the Petitioner had filed an application before the Learned GRF, Cuttack on 02.11.2022, which was registered as C.C. Case no.1121/2022. The Learned GRF, Cuttack, vide their order dated 28.11.2022, had directed the Complainant-Petitioner to clear the dues in eight monthly equal instalments along with current dues and the Respondent-Licensee was also directed to initiate departmental inquiry into the matter owing to such wrong reading of a high value consumer for a long time and to initiate action against the responsible person. The Petitioner had initially complied with the said order of the Learned GRF, but latter approached the Ombudsman-I seeking further relief against the aforesaid Order of the Learned GRF,

Cuttack. The Learned Ombudsman-I, while disposing the matter, vide its order dated 10.03.2023 in C.R. Case No. 02 of 2023, has observed as follows:

“X x x x During conciliation, it is unanimously decided that the OP shall re-revise the bill of the Petitioner-Consumer for the period from March, 2021 to August, 2021 as per dump report and also it shall take in to consideration the bill amount for the month of June, 2021, which has already been served on the Petitioner-Consumer. This exercise shall be completed by the OP within 15 days hence.

The order dated 28.11.2022 of the GRF, Cuttack in C.C. Case No.1121/2022 is modified to the extent that the Petitioner-Consumer shall make payment of the revised bill amount in eight monthly equal installments.”

3. The Respondent-Licensee has submitted that the Petitioner had filed a Review petition against the above order dated 10.03.2023 of the Learned Ombudsman-I and had subsequently withdrawn the Review petition on 21.03.2023 expressing satisfaction with the order dated 10.03.2023. The Respondent-Licensee has further submitted that the aforesaid order dated 10.03.2023 of the Learned Ombudsman-I has been duly complied with. However, any other grievances of the Petitioner as per the representation before the Commission will be considered as per the provisions of the Electricity Act, 2003 and the OERC Distribution (Conditions of Supply) Code, 2019.
4. The Petitioner is not satisfied with the revision of bills made by the Respondent-licensee and has submitted that the Respondent-Licensee has not complied with the impugned order dated 10.03.2023 of the learned Ombudsman-I passed in C.R. Case No.02 of 2023 in letter and spirit.
5. Upon hearing the parties on hybrid mode, the matter is referred to the Learned Ombudsman-I, Bhubaneswar to examine whether its order dated 10.03.2023 passed in C.R. Case No.02 of 2023 has been complied with by the Respondent-Licensee and to dispose of the matter on hearing the parties on 25.04.2025. The Petitioner is at liberty to raise the issue of restoration of power supply to his premises and if so prayed, the Ombudsman-I shall dispose of the same in accordance with the appropriate provisions of the OERC Distribution (Conditions of Supply) Code, 2019. The parties are directed to appear before the Learned Ombudsman-I on 25.04.2025.
6. With the above observation, the case is disposed of. The Registry is directed to send a copy of this order to the office of the Learned Ombudsman-I along with the copy of the present petition forthwith.

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

Sd/-
(G. Mohapatra)
Member

Sd/-
(P.K. Jena)
Chairperson