

Interim Order- 5

Date of hearing: 20.10.2020

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Due to Covid-19 pandemic situation the Commission had decided to hear the matter through Video Conferencing in the Virtual Court on 20.10.2020. Accordingly the parties had been intimated.

2. Shri R.P. Mahapatra, the authorised representative of the petitioner and Shri S.C. Dash, Advocate on behalf of the respondent are present.
3. During hearing through video conferencing in the Virtual Court, the authorised representative of the petitioner submits that while disposing Case No. 54/2017, the Commission observed that the revision made by CESU need to clearly spell out period of revision of bill and also the amount adjusted and due. The respondent had been directed to clearly indicate the period of revision of bills and also revise the bills in accordance with the order of the Ombudsman-I passed in C.R. Case No. 58/2016. The revised bills along with the detailed statement of revision of bills was to be forwarded to the petitioner within fifteen days from the date of the order. The respondent taking the plea of challenging the similar type of order of the Ombudsman-I before the Hon'ble High Court has not implemented the same till date though there is no interim stay order of the Hon'ble Court. The present petitioner-consumer is harassed for last four years.
4. The counsel for the respondent submits that the respondent has challenged similar type of order of the Ombudsman-I before the Hon'ble High Court of Orissa and due to Covid-19 pandemic situation the said writ petition could not be listed for hearing though memo has been submitted by the petitioner (respondent herein) several times. The respondent has not been able to collect some document/information for filing of detailed reply in the above matter. Therefore, he prays for seven days time to file the detailed reply in the matter. The counsel for the Respondent is reprimanded for seeking adjournment on the same ground and not taking the matter with due seriousness.
5. Prayer of the respondent for filing of detailed reply is allowed as a last chance. The respondent is directed to file his detailed reply through affidavit by 27.10.2020 serving a copy of the same on the petitioner. The petitioner is directed to file his rejoinder, if any within 03.11.2020.

6. The matter is posted to 10.11.2020 at 11.00 AM for hearing. No further notice will be issued to the parties concerned in this regard.

**Sd/-
Member (M)**

**Sd/-
Member (P)**

**Sd/-
Chairperson**