

IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No. 27743 OF 2022

Ananta Rana

....

Petitioner

Mr. Gopal Charan Mohanty, Advocate

-versus-

State of Odisha and others

....

Opp. Parties

CORAM:

JUSTICE K.R. MOHAPATRA

ORDER

18.11.2022

Order No.

01. 1. This matter is taken up through hybrid mode.
2. The Petitioner in this writ petition seeks for a direction to the S.D.O., Electrical Sub-Division, Bari-Opposite Party No.4 to dispose of his representation dated 16th July, 2022 (Annexure-6) for revision of his arrear bill.
3. Mr. Mohanty, learned counsel submits that the Petitioner had earlier approached this Court in W.P.(C) No.6740 of 2022, which was disposed of vide order dated 23rd March, 2022 with the following direction:

“5. On considering all the facts and submissions made, this Court directs the Opposite Party No.4 to dispose of the representation of the Petitioner not later than six weeks from the date of receipt of the copy of this order and intimate the decision thereof to the Petitioner.

6. However, no disconnection of the power supply to the premises of the Petitioner shall be made, if deposits an amount of 40% of the arrear amount claimed along with a copy of this order and goes on paying the current bill till disposal of this representation.

7. *Needless to say that if it is found that the Petitioner is not liable to pay the aforesaid arrear amount, the amount so deposited shall be adjudicated in his future energy bill.*

8. *Urgent certified copy of this order be granted on proper application."*

4. Pursuant to the said direction, Opposite Party No.4 although revised the bill of the Petitioner, but the revision of the bill is totally erroneous and not sustainable in the eyes of law. Hence, the Petitioner submitted another representation on 17th July, 2022 before the S.D.O., Electrical Sub-Division, Bari. But, no action has yet been taken by the Authority for consideration of such representation. Hence, this writ petition has been filed.

5. Since the dispute is with regard to the revision of bill of power consumption, the Petitioner has remedy under Section 42(5) of the Electricity Act, 2003 for its redressal. As such, I am not inclined to entertain this writ petition.

6. Accordingly, this writ petition is disposed of with an observation that the Petitioner, if so advised, may avail statutory remedy for redressal of his grievance.

Urgent certified copy of this order be granted on proper application.

(K.R. Mohapatra)
Judge

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