

THE ELECTRICITY OMBUDSMAN, UTTARAKHAND

Shri Dinesh Agarwal
S/o Late Shri Kishan Swaroop Garg,
Proprietor, Chotiwalwa Restaurant,
Swarg Ashram, Rishikesh,
Pauri Garhwal, Uttarakhand

Vs

Executive Engineer,
Electricity Distrubiton Division,
Uttarakhand Power Corporation Ltd.
Tehri Garhwal, Uttarakhand

Representation No. 07/2019

Order

Aggrieved with the Consumer Grievance Redressal Forum, Garhwal zone (hereinafter referred to as Forum) order dated 30.11.2018 in his complaint no. 114/2018 before the said Forum, Shri Dinesh Chandra Agarwal, Prop. M/s Chotiwalwa Restaurant, Swargashram, Rishikesh has filed this petition (07/2019) before the Ombudsman with the prayer that delay in filing the petition be condoned, petition be admitted and Forum order set aside.

2. The proceedings in the case were in progress and 15.04.2019 was finally fixed for submission of rejoinder by petitioner after repeated reminders and 16.04.2019 was fixed for hearing in the case. While no rejoinder was submitted by the petitioner, both parties were present for hearing on 16.04.2019. The petitioner submitted an application dated 15.04.2019 informing that the dispute has since been settled between him and respondent and being satisfied with the settlement he has since deposited the revised amount of Rs. 67,267.00 vide receipt no. B-4375316 dated 15.04.2019 and has requested that he may be allowed to withdraw the case. Respondent, Executive Engineer vide his letter dated 16.04.2019, submitted during hearing has confirmed the settlement with the petitioner, wherein against the demand of Rs. 1,04,267.00, net amount payable by the petitioner has been arrived at Rs. 67,267.00 which has duly been paid by the petitioner and no dispute is left with the petitioner till 15.04.2019. Further, respondent have submitted that they have no

objection if request of the petitioner to withdraw his appeal is accepted by the Ombudsman.

3. In view of petitioner's request for withdrawal of the case after depositing the revised amount and settlement of the dispute and no objection by the respondent to his request, there remains no ground to continue the proceedings in the case any further. Request of the petitioner for withdrawal of his appeal is therefore accepted. The appeal is hereby disposed off, without passing any order on merits.

Dated: 18.04.2019

(Vibha Puri Das)
Ombudsman