

COURT-II
IN THE APPELLATE TRIBUNAL FOR ELECTRICITY
(Appellate Jurisdiction)

IA NO. 742 OF 2018 IN
DFR NO. 1563 OF 2018

Dated: 06th September, 2018

Present: Hon'ble Mr. Justice N.K. Patil, Judicial Member
Hon'ble Mr. S. D. Dubey, Technical Member

In the matter of:

D. B. Power Ltd.

.... Appellant(s)

Versus

Central Electricity Regulatory Commission & Ors.

.... Respondent(s)

Counsel for the Appellant(s) : Mr. Abhishek Bansal

Counsel for the Respondent(s) : Mr. Ashish Anand Bernard
Mr. Paramhans for R-2

Mr. M.G. Ramachandran
Ms. Anushree Bardhan
Mr. Shubham Arya for R-7

Mr. S. Vallinayagam for R-8

ORDER

IA No. 742 of 2018

(For Condonation of Delay in Filing the Appeal)

We have heard learned counsel appearing for the Appellant and learned counsel appearing for the Respondent Nos. 2, 7 & 8. Respondent Nos. 1 and 3 to 6, though served, unrepresented.

The learned counsel, Mr. Abhishek Bansal, appearing for the Appellant, submitted that, there is a delay of 89 days in filing the appeal which has been explained satisfactorily in the application and sufficient cause has been shown therein. The delay in filing the appeal is bonafide and unintentional and has been caused due to the circumstances as explained above. Therefore, he submitted that, the delay may kindly be condoned and IA may kindly be allowed. The matter may kindly be heard on merit in the interest of justice and equity.

Submission made by learned counsel appearing for the Appellant, as stated above, is placed on record.

After careful consideration of the submissions made by the learned counsel appearing for the Appellant and perusal of the reasons assigned in the application, we find that the delay has been explained satisfactorily as sufficient cause has been shown and reasoning assigned is bonafide in nature. We accept the reasoning assigned in the application and delay in filing the appeal is condoned. IA is allowed.

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Registry is directed to number the appeal and list this matter for admission on **10.09.2018**, as requested.

(S. D. Dubey)
Technical Member

vt/pk

(Justice N. K. Patil)
Judicial Member