

COURT-2**IN THE APPELLATE TRIBUNAL FOR ELECTRICITY
(Appellate Jurisdiction)****APL No. 244 OF 2016****APL No. 245 OF 2016****Dated: 8th January, 2020**

**Present: Hon`ble Mr. Ravindra Kumar Verma, Technical
Member(Electricity)
Hon`ble Mr. Justice R.K. GAUBA, Judicial Member**

In the matter of:**APL No. 244 OF 2016****Power Company of Karnataka Ltd. Appellant(s)****Versus****Maharashtra Electricity Regulatory Commission &
Ors. Respondent(s)****Counsel for the Appellant(s) : D.L. Chidananda For App1****Counsel for the Respondent(s) : For Res1
Ramni Taneja For Res2
Matrugupta Mishra For Res4****APL No. 245 OF 2016****Power Company of Karnataka Ltd. Appellant(s)****Versus****Maharashtra Electricity Regulatory Commission &
Ors. Respondent(s)****Counsel for the Appellant(s) : D.L. Chidananda For App1****Counsel for the Respondent(s) : For Res1
Hemant Singh
Shikha Ohri
Matrugupta Mishra For Res3**

ORDER

The learned counsel for the Appellant commenced his submissions. Midway the proceedings, the learned counsel Mr. Hemant Singh who had been earlier appearing on behalf of Respondent No.4 submits that the Respondent No.4 is subject to proceedings under Insolvency and Bankruptcy Code and that though Interim Resolution Professional has been appointed, he has recused on 18.12.2019, the matter being now before National Company Law Tribunal (NCLT) in terms of orders passed by which the Committee of Creditors is not expected to proceed further. He also submits that the matter is coming up before NCLT tomorrow i.e. on 09.01.2020.

Against this background, the counsel seeks that the matter may be deferred so that he can seek appropriate instructions either from new IRP who may be now appointed or from the management.

Be listed for hearing on **24.02.2020.**

Justice R.K. GAUBA
Judicial Member

Ravindra Kumar Verma
Technical Member(Electricity)

mk