

COURT-1

IN THE APPELLATE TRIBUNAL FOR ELECTRICITY
(Appellate Jurisdiction)

DFR No : 121 of 2025 & IA No. 471 OF 2025 & IA No. 473 OF 2025 & IA
No. 472 OF 2025

Dated: 20th May, 2025

Present: Hon`ble Mr. Justice Ramesh Ranganathan, Chairperson
Hon`ble Ms. Seema Gupta, Technical Member (Electricity)

In the matter of:

Maharashtra State Electricity Distribution Company Ltd. Appellant(s)

Versus

Maharashtra Electricity Regulatory Commission & Anr. Respondent(s)

Counsel on record for the Appellant(s) : Shashwat Kumar
Rahul Chouhan
Harshit Goyal
Mukut Choudhary
for App. 1

Counsel on record for the Respondent(s) : --

ORDER

Despite service of notice, no counsel has entered appearance on behalf of the Respondents.

IA NO. 471 OF 2025

(For condonation of delay of 191 days in filing the Appeal)

While the delay in filing this appeal, as computed by the Registry, is of 191 days, Mr. Rahul Chouhan, Learned Counsel for the Appellant, would submit that, if the period spent in prosecuting the review petition is excluded, then, in fact, the delay is only of 17 days.

The order, impugned in this appeal, was passed on 01.08.2024, aggrieved by which the Appellant filed a review petition before the Commission on 23.08.2023, within the statutorily prescribed time limit of

45 days to file a review. The said review petition was dismissed on 22.01.2025, and the present appeal was filed on 25.03.2025.

Ordinarily the period spent by the Appellant, in prosecuting the review petition, is required to be excluded in computing the delay. If the period spent by the Appellant in prosecuting the review petition is excluded, the delay must then be computed only from the date the order in the review petition was passed i.e. on 22.01.2025, in which event, the delay would be of around 17 days (excluding the 45 days period stipulated for filing the appeal). We are of the view that the delay of 17 days, in filing the Appeal, is not so inordinate as to non-suit the Appellant on this score. The delay is condoned, and the application is disposed of.

IA NO. 472 OF 2025

(For exemption from filing certified copy of the impugned order)

Mr. Rahul Chouhan, Learned Counsel for the Appellant, undertakes to file a certified copy of the order under appeal within one week. Recording his submission, the IA is closed.

DFR NO. 121 OF 2025 & IA NO. 473 OF 2025

Post the IA on **24.07.2025**.

Seema Gupta
Technical Member (Electricity)

Justice Ramesh Ranganathan
Chairperson

tpd/dk