

COURT-1

IN THE APPELLATE TRIBUNAL FOR ELECTRICITY
(Appellate Jurisdiction)

DFR No : 122 of 2025 & IA No. 482 OF 2025

Dated: 26th August, 2025

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

In the matter of:

Uttar Pradesh Power Transmission Corporation Limited Appellant(s)

Versus

Central Electricity Regulatory Commission & Ors. Respondent(s)

Counsel on record for the Appellant(s) : Raj Bahadur Sharma
Mohit Mudgal
Sachin Dubey
Mohit Jain
Ujjwal Kumar
for App. 1

Counsel on record for the Respondent(s) :
for Res. 1

Ranjitha Ramachandran
Srishti Khindaria
for Res. 2

Adarsh Tripathi
Ajitesh Garg
Vikram Singh Baid
for Res. 11

Adarsh Tripathi
Ajitesh Garg
Vikram Singh Baid
for Res. 12

ORDER

IA-482/2025

For condonation of delay in filing the Appeal) (236 days)

While the delay, as recorded by the Registry, is of 237 days in filing the appeal, Mr. Mohit Mudgal, Learned Counsel for the Appellant, would draw our attention to Section 64(4) of the Electricity Act, 2003 which requires a copy of the tariff order to be sent to the persons concerned within seven days of making the order. Learned Counsel would also draw our attention to the applications seeking condonation of delay wherein the Appellant had specifically stated that they received no communication from the CERC either during passing of the impugned order or thereafter; and they came to know of the impugned order only on 23.01.2025 when they received the bill from PGCIL for payment of transmission charges. Since it does appear that the Appellant was made aware of the impugned order, passed by the Commission, for the first time only on 25.01.2025, the delay in filing the appeal can be computed only from that date, and not prior thereto.

Since the appeal was eventually filed on 11.04.2025, and on excluding the 45 days period of limitation, it does appear that the delay in filing the appeal is of around 30 days. The said delay is not so inordinate as to non-suit the Applicant-Appellant on the ground of the delay. The delay is condoned and the IA is disposed of.

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Reply shall be filed within six weeks and rejoinder shall be filed within four weeks thereafter.

After pleadings are complete, Registry to verify and then include the appeal in the List of Finals, to be taken up from there in its turn.

(Seema Gupta)
Technical Member (Electricity)

(Justice Ramesh Ranganathan)
Chairperson

mk/dk