

COURT-1

IN THE APPELLATE TRIBUNAL FOR ELECTRICITY
(Appellate Jurisdiction)

DFR No : 129 of 2025 & IA No. 591 OF 2025 & IA No. 589 OF 2025 & IA
No. 590 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:

Greenpanel Industries Limited & Ors. Appellant(s)

Versus

Andhra Pradesh Electricity Regulatory Commission & Ors. Respondent(s)

Counsel on record for the Appellant(s) : Hitendra Nath Rath
Veronica Shikha Johnson
Laxmi
for App. 1

Hitendra Nath Rath
Veronica Shikha Johnson
Laxmi
for App. 2

Hitendra Nath Rath
Veronica Shikha Johnson
Laxmi
for App. 3

Counsel on record for the Respondent(s) : Gaichangpou Gangmei
Arjun D Singh
Ankita Sharma
Yimyanger Longkumer
Maitreya Mahaley
for Res. 1

Yelamanchili Shiva Santosh
Kumar
Rudrajit Ghosh
Avi Leuna
Khyati Chhabra
Maria Jerome J
for Res. 2

Yelamanchili Shiva Santosh
Kumar
Rudrajit Ghosh
Avi Leuna
Khyati Chhabra
Maria Jerome J
for Res. 3

ORDER

IA NO. 591 OF 2025
(For leave to file appeal)

The Appellant is a consumer of electricity, and is aggrieved by the order passed by the Commission. We see no reason to deny them leave to file Appeal. Leave, as sought for, is granted and the application is disposed of.

IA NO. 589 OF 2025
(For condonation of delay of 114 days in filing the Appeal)

The explanation furnished for the delay of 114 days in filing the appeal is of administrative reasons which does not constitute sufficient cause for condonation. We are, however, of the view that the delay is not so inordinate as to non-suit the Appellant on this score. We, therefore, deem it appropriate to condone the delay on imposition of costs of Rs.50,000/- (Rupees Fifty Thousand only), which the Appellant shall pay to the Central Transmission Utility of India Limited (CTUIL) within four weeks, and file proof of payment in the Registry within two weeks thereafter. Subject to compliance with the aforesaid directions, the delay is condoned.

Needless to state that, in case the aforesaid costs are not paid within the stipulated time and an affidavit of proof of payment is not filed in the Registry within two weeks thereafter, the application for condonation of delay in preferring the appeal, shall stand dismissed automatically, and the Appeal shall stand rejected. The application is disposed of.

The Appellant shall also intimate the CTUIL of the Appeal No. and the date of the Order, in terms of which costs are being paid.

IA NO. 590 OF 2025
(For interim relief)

Mr. A. Ravinder, Learned Senior Counsel appearing on behalf of the Appellant, and Mr. Rudrajit Ghosh, Learned Counsel for the 2nd Respondent, agree that an order similar to that passed in IA No. 1976 of 2024 in Appeal No. 12 of 2025 and batch dated 19.03.2025 be passed in the present I.A also.

Following the said order, and in terms thereof, we hold that the impugned order does not require interference at the interlocutory stage; and any payment made by the Appellant to the Respondent-AP Discoms, in compliance with the impugned order during the pendency of these appeals, shall be subject to the result of the main appeals. The I.A stands disposed of accordingly.

DFR NO. 129 OF 2025

Six weeks' time is granted to file reply. Rejoinder, if any, may be filed within four weeks thereafter.

After pleadings are complete, and after verification by the Registry, let this Appeal be included in the '**List of Finals**', to be taken up from there, in its turn.

Seema Gupta
Technical Member (Electricity)

Justice Ramesh Ranganathan
Chairperson

tpd/dk