

**IN THE APPELLATE TRIBUNAL FOR ELECTRICITY
(Appellate Jurisdiction)**

COURT-II

**IA NO. 555 OF 2022 IN
APPEAL NO. 336 OF 2019 &
IA NOS. 797 OF 2019, 553 & 554 OF 2022**

Dated: **22.04.2022**

Present: **Hon'ble Mr. Justice R.K. Gauba, Officiating Chairperson
Hon'ble Mr. Sandesh Kumar Sharma, Technical Member**

In the matter of:

Coastal Energen Pvt. Limited

... Appellant (s)

Vs.

Power Grid Corporation of India Limited & Ors.

... Respondent(s)

Counsel for the Appellant (s) : Mr. Gopal Jain, Sr. Adv.
Mr. Hemant Singh
Mr. Mridul Chakravarty
Mr. Biju Mattam
Mr. Harshit Singh
Ms. Alchy Thapliyal

Counsel for the Respondent (s) : Mr. Tushar Mehta,
Solicitor General for India
Ms. Suparna Srivastava for R-1

Ms. Sumana Naganand
Ms. Medha M Puranik
Mr. Sanjay Reddy
Ms. Gayathri Sriram for R-10

Mr. S. Vallinayagam for R-11

ORDER

This matter has been taken up by video conference mode on account of pandemic conditions, it being not advisable to hold physical hearing.

IA NO. 555 OF 2022

[For Urgent Listing]

The matter having been listed before us, the application filed by the appellant having served its purpose stands disposed of.

IA NO. 553 OF 2022

[For Interim Relief]

The matter pertains to Court-I which is presently not functional. It has been listed before us in the context of the captioned application. The trigger for this application was a communication sent by the first respondent to the banker on 07.04.2022 seeking encashment of the bank guarantee which, in

the submission of the appellant, is in the teeth of the interlocutory order that has been passed earlier.

The learned senior counsel for the applicant fairly concedes that by subsequent letter dated 15.04.2022, the first respondent has informed the bank asking it to put the previous request for encashment of the bank guarantee on hold.

The learned Solicitor General for India appearing for the first respondent, upon instructions, submits the letter invoking the bank guarantee is not being pressed for any payment by the bank till such time an appropriate order is secured from this Tribunal to which end an application is intended to be filed in near future. In view of this submission, learned senior counsel for the applicant submits he does not press for any further direction on the application at this stage.

The main appeal is listed before Court-I on **12.05.2022**. It shall be taken up accordingly by the appropriate Bench.

(Sandesh Kumar Sharma)
Technical Member

vt/mkj

(Justice R.K. Gauba)
Officiating Chairperson