COURT-1

IN THE APPELLATE TRIBUNAL FOR ELECTRICITY
(Appellate Jurisdiction)

DFR No : 213 of 2025 & IA No. 926 OF 2025

Dated: 1st August, 2025

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

In the matter of:

Punjab State Power Corporation Limited, ... Appellant(s)

Versus

NHPC Ltd. & Ors. .... Respondent(s)

Counsel on record for the Appellant(s) : Anand K. Ganesan
Amal Nair
Shivani Verma
Sanjukta Das
Devyani Prasad
for App. 1

Counsel on record for the Respondent(s) : Shri Venkatesh
Shryeshth Ramesh Sharma
Kanika Chugh
Ashutosh Kumar Srivastava
Suhael Buttan
Nihal Bhardwaj
Surbhi Kapoor
Adarsh Singh
Siddharth Nigotia
Manu Tiwari
Abhishek Nangia
Mohit Mansharamani
Akash Lamba
Shivam Kumar
Kartikay Trivedi
Aashwyn Singh
Mohit Gupta
Harsh Vardhan

Aniket Kanhaua
Ananya Dutta
Indu Uttara
Priya Dhankar
Vineet Kumar
Tanishka Khatana
Nikunj Bhatnagar
Kunal Veer Chopra
Punyam Bhutani
Vedant Choudhary
Tarang Saraogi
Manav Bhatia
Drishti Rathi
for Res. 1

ORDER

IA-926/2025
(For condonation of delay in filing the Appeal) (378 days)

While the delay, as recorded by the Registry, is of 378 days in filing the appeal. Ms. Harsha Rao, Learned Counsel appearing on behalf of the Applicant-Appellant, would submit that, if the period spent by the Applicant-Appellant in prosecuting the review petition is excluded, then the delay is of around 48 days.

The order, impugned in this appeal, was passed on 31.03.2024 and the Applicant-Appellant filed a review petition there against on 24.05.2024 with a slight delay which was condoned by the Commission. The said review petition was, eventually, dismissed on 24.02.2025, and the present Appeal came to be filed on 28.05.2025. Ordinarily the period spent by the Appellant in prosecuting the review petition is required to be excluded in computing the delay. If so excluded then the delay must be computed from 24.02.2025 when the review petition was dismissed. Excluding the

limitation period of 45 days therefrom, the delay in filing the appeal would be of around of 48 days. We are of the view that the said delay of 48 days in filing the appeal is not so inordinate as to necessitate denial to hear the Appeal on merits. The delay in filing the Appeal is condoned and the application is, accordingly, 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/sk