

COURT-1

IN THE APPELLATE TRIBUNAL FOR ELECTRICITY
(Appellate Jurisdiction)

EP No. 5 OF 2025

Dated: 15th September, 2025

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

In the matter of:

Green Energy Association (s)

Versus

Maharashtra Electricity Regulatory Commission & Ors. Respondent(s)

Counsel on record for the (s) : Dipali Sheth
Shubham Mehta
for App. 1

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

Shashwat Kumar
Rahul Chouhan
Harshit Gupta
Mukut Choudhary
Chaitanya Ahuja
for Res. 2

ORDER

Petition is filed seeking execution of the judgment and decree passed in Appeal No. 187 of 2017 dated 28.08.2024. Mr. B.P. Patil, Learned Senior Counsel appearing on behalf of the Appellant, would submit that Civil Appeal No. 2617 of 2025 was filed against the order passed by this Tribunal in Appeal No. 187 of 2017 dated 28.08.2024 and the Supreme Court by its order in IA No. 6183 of 2025 in CA No. 2617 of 2025 dated 04.09.2025, granted interim stay of operation of the impugned

order. Since the very order passed by this Tribunal has been stayed by the Supreme Court, the question of execution of the decree passed therein does not arise.

We see no reason, in such circumstances, to keep the execution petition pending on the file on this Tribunal. Suffice it to protect the interest of the Petitioner to grant them liberty, if need be, to move an execution petition afresh against the judgment and decree, passed in Appeal No. 187 of 2017 after the Supreme Court either vacates varies the interim order passed on 04.09.2025 or the Civil Appeal itself is disposed of.

Subject to aforesaid directions the execution petition is dismissed.

(Seema Gupta)
Technical Member (Electricity)

(Justice Ramesh Ranganathan)
Chairperson

mk/dk