

COURT-1

IN THE APPELLATE TRIBUNAL FOR ELECTRICITY
(Appellate Jurisdiction)

DFR No : 229 of 2025 & IA No. 992 OF 2025 & IA No. 996 OF 2025

Dated: 25th August, 2025

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

In the matter of:

Gujarat Energy Transmission Corporation Limited		Appellant(s)
Versus		
Gujarat Electricity Regulatory Commission & Ors.		Respondent(s)

Counsel on record for the Appellant(s)	:	Ranjitha Ramachandran Srishti Khindaria Aneesh Bajaj for App. 1
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Counsel on record for the Respondent(s)	:	for Res. 1
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ORDER

IA No. 992 OF 2025

(for condonation of delay in filing the appeal)

Despite service of notice, no counsel has entered appearance on behalf of any of the Respondents.

While the Registry records the delay to be of 770 days, it does appear that, if the period spent in prosecuting the Review Petition is excluded, then there is actually no delay. The order under appeal was passed on 31.03.2023, against which the Appellant had preferred the Review Petition on 29.05.2023 within the statutorily prescribed period of

45 days. The said Review Petition was partly allowed and partly dismissed on 09.05.2025, and the Appellant has filed the present appeal on 23.06.2025. Ordinarily, the period spent in prosecuting the Review Petition is required to be excluded in computing the delay in filing the appeal. If so excluded, there appears to be no delay. We see no reason, therefore, to non-suit the Appellant on this ground. The delay is, accordingly, condoned and the IA is disposed of.

IA No. 996 OF 2025

(for filing additional documents)

The additional documents sought to be filed by way of this IA are the documents which were not placed before the Commission. Since the tests stipulated under Order 41 Rule 27 CPC are required to be satisfied in order to place the additional documents on record, we are of the view that this IA can be heard along with the main appeal.

DFR No. 225 of 2025 & IA 996 of 2025

Let the 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

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