

COURT-1

IN THE APPELLATE TRIBUNAL FOR ELECTRICITY
(Appellate Jurisdiction)

DFR No : 233 of 2024 & IA No. 1158 OF 2024 & IA No. 792 OF 2024 & IA
No. 1157 OF 2024

Dated: 2nd September, 2024

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

In the matter of:

Indian Sucrose Limited Petitioner(s)

Versus

Punjab State Power Corporation Limited & Ors. Respondent(s)

Counsel on record for the Petitioner(s) : Tajender K. Joshi
Rampal Kohle for App. 1

Counsel on record for the Respondent(s) : Poorva Saigal
Shubham Arya
Pallavi Saigal
Reeha Singh
Devyanshu Sharma for Res. 1

Gargi Kumar for Res. 3

ORDER

IA-792/2024

(For condonation of delay in filing the review petition) (424 days)

The delay in the present case is more than the delay in DFR No. 09 of 2024. Since the review petition filed in DFR No. 09 of 2024 is being entertained, we see no reason to deny the Applicant herein an opportunity to also seek review of the order passed by us on 09.02.2023. We, however, consider it appropriate to impose costs for condonation of the delay, which we quantify as Rs.50,000/-.

On condition that the Applicant-Appellant pays costs of Rs.50,000/- (Rupees Fifty Thousand only) to the Central Transmission Utility of India Limited (CTUIL) within four weeks from today, and files proof of payment in the Registry within two weeks thereafter, 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-1158/2024

(For Condonation of delay in refiling the Review Petition) (42 days)

The delay in re-filing the appeal is not so inordinate as to necessitate denial to hear the Appeal on merits. The delay is also not opposed by Learned Counsel for the Respondents. The delay in re-filing the Appeal is condoned and the application is, accordingly, disposed of.

DFR-233/2024 & IA-1157/2024

Subject to compliance with the aforesaid directions, let the Review Petition be listed before the appropriate bench along with DFR No. 09 of 2024.

Seema Gupta
Technical Member

mk/ts

Justice Ramesh Ranganathan
Chairperson