

COURT-1

IN THE APPELLATE TRIBUNAL FOR ELECTRICITY
(Appellate Jurisdiction)

DFR No : 235 of 2025 & IA No. 1010 OF 2025 & IA No. 1011 OF 2025 &
IA No. 1555 OF 2025

Dated: 14th November, 2025

Present: Hon`ble Mr. Justice Ramesh Ranganathan, Chairperson
Hon`ble Mr. Ajay Talegaonkar, Technical Member (Electricity)

In the matter of:

Maharashtra State Electricity Distribution Company Limited Appellant(s)

Versus

Sahyadri Industries Limited & Anr. Respondent(s)

Counsel on record for the Appellant(s) : Shashwat Kumar
Rahul Chouhan
Purva Kohali
Harshit Gupta
Mukut Choudhary
for App. 1

Counsel on record for the Respondent(s) : Dipali Sheth
Shubham Mehta
Sonesh Jain
for Res. 1

ORDER

IA NO. 1010 OF 2025

(For condonation of delay of 103 days in filing appeal)

The explanation furnished for the delay of 103 days in filing the appeal is of administrative reasons which Ms. Dipali Sheth, Learned Counsel for the 1st Respondent submits, would not constitute sufficient cause.

While we have no reason to disagree with the submission urged on behalf of the 1st Respondent, we are also of the view that the delay is not so inordinate as to deny the Appellant hearing on merits, more so since this Tribunal is the final appellate court on facts. We deem it

appropriate, in such circumstances, to condone the delay on condition that the 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. Subject to compliance with the aforesaid directions, 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 Order, in terms of which costs are being paid.

IA NO. 1555 OF 2025

(For condonation of delay of 38 days in filing rejoinder)

The explanation furnished for the delay of 38 days in filing the rejoinder is of administrative reasons. Despite repeated reminders of the need to file pleadings within the time sought for by the Counsel themselves, applications are still being filed seeking further extension of time for completing pleadings. Such requests not only disable us from striving to achieve the objective of the Act to dispose of the Appeal within 180 days, but also results in needless wastage of precious court time, which can be more usefully spent in hearing Appeals on merits.

The present case is yet another instance of procrastination. We, however, see no reason to deny the Appellant an opportunity to file their rejoinder. We consider it appropriate to permit them to file rejoinder on condition that the Appellant pays costs of Rs.25,000/- (Rupees Twenty Five Thousand only) to the Central Transmission Utility of India Limited (CTUIL) within four weeks, and file proof of payment in the Registry

within two weeks thereafter. Subject to compliance with the aforesaid directions, the delay in filing rejoinder is condoned, and the rejoinder filed by the Appellant shall be taken on record. The application is disposed of.

The Appellant shall also intimate the CTUIL of the Appeal No. and the date of Order, in terms of which costs are being paid.

DFR NO. 235 OF 2025 & IA NO. 1011 OF 2025

List the IA for interim relief on **15.12.2025**.

Ajay Talegaonkar
Technical Member (Electricity)

Justice Ramesh Ranganathan
Chairperson

tpd/mks