

COURT-1

IN THE APPELLATE TRIBUNAL FOR ELECTRICITY
(Appellate Jurisdiction)

DFR No : 236 of 2025 & IA No. 1015 OF 2025 & IA No. 1017 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:

Madhya Pradesh Power Management Co. Ltd. & Ors. Appellant(s)

Versus

Madhya Pradesh Electricity Regulatory Commission Respondent(s)

Counsel on record for the Appellant(s) : Saurabh Mishra
for App. 1

Saurabh Mishra
for App. 2

Saurabh Mishra
for App. 3

Saurabh Mishra
for App. 4

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

ORDER

IA No. 1015 OF 2025

(for condonation of delay in filing the appeal)

The delay as computed by the Registry is of 322 days. The impugned order was passed on 28.06.2024. The Appellant appears to have addressed letters to the Commission on 22.07.2024 and 23.08.2024 seeking clarifications. The Commission appears to have advised them,

by letter dated 27.09.2024, that their remedy was by way of a Review Petition, and not by addressing letters to the Commission. The Appellant then filed a Review Petition before the Commission on 13.12.2024. The Commission, after condoning the delay, dismissed the Review Petition on merits by order dated 13.05.2025. The present appeal was filed on 30.06.2025. Since the delay in filing the Review Petition has been condoned by the Commission, the time spent by the Appellant in prosecuting the Review Petition is required to be excluded in computing the delay. Ordinarily, the period spent in prosecuting the Review Petition is required to be excluded in computing the delay in filing the appeal. On such period being excluded, and the delay being computed from when the Review Petition was dismissed on 13.05.2025, it does appear that the delay is of 3 days. The said delay is condoned and the IA is disposed of.

DFR No : 236 of 2025 & IA No. 1017 OF 2025

Six weeks' time is granted to file reply. Rejoinder, if any, may be filed within four weeks thereafter.

Post the IA No. 1017 of 2025 (for interim relief) for hearing on **10.11.2025.**

(Seema Gupta)
Technical Member (Electricity)

(Justice Ramesh Ranganathan)
Chairperson

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