COURT-1
IN THE APPELLATE TRIBUNAL FOR ELECTRICITY
(Appellate Jurisdiction)

DFR No : 283 of 2025 & IA No. 1186 OF 2025 & IA No. 1185 OF 2025

Dated: 10th November, 2025

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

In the matter of:

Bihar State Power Transmission Company Limited	....	Appellant(s)
Versus		
Bihar Electricity Regulatory Commission	....	Respondent(s)

Counsel on record for the Appellant(s) : Shri Venkatesh
Shryeshth Ramesh Sharma
Suhael Buttan
Akash Lamba
Priya Dhankar
Abhishek Nangia
Vineet Kumar
Mohit Gupta
Surbhi Kapoor
Kunal Veer Chopra
Tanishka Khatana
Aashwyn Singh
Vedant Choudhary
Tarang Saraogi
Manav Bhatia
Drishti Rathi
Punyam Bhutani
Ashutosh Kumar Srivastava
Kanika Chugh
Nihal Bhardwaj
Siddharth Nigotia
Mohit Mansharamani
Kartikay Trivedi
Manu Tiwari
Indu Uttara
Shivam Kumar
Harsh Vardhan
Nikunj Bhatnagar
Aniket Kanhaua
Adarsh Singh

Ananya Dutta
for App. 1

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

ORDER

IA-1186/2025

(For condonation of delay in filing the Appeal) (80 days)

While the delay, as recorded by the Registry, is of 80 days in filing the appeal, it does appear that, in case the period spent by the Appellant in prosecuting the review petition is excluded, then there is no delay.

The order, impugned in this appeal, was passed on 28.03.2025 and the Appellant filed a review petition there against on 26.05.2025, well within the period stipulated for filing the review petition. The said review petition was, eventually, dismissed on the ground of no error apparent on the face of record on 17.06.2025, and the Appeal came to be filed on 31.07.2025 well within the prescribed period of limitation of 45 days computed from the date the review petition was dismissed.

Ordinarily, the period spent in prosecuting the review petition is required to be excluded in computing the delay. If so excluded, there is no delay. The delay pointed out by the Registry is condoned, and the application is disposed of.

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Mr. Ravi Kishore, Learned Counsel for the first Respondent seeks six weeks' time to file reply. Time, as sought for, is granted. Rejoinder shall be filed within four weeks thereafter.

List the IA for hearing on ***19.01.2025.***

Ajay Talegaonkar
Technical Member (Electricity)

Justice Ramesh Ranganathan
Chairperson

mk/kns