

COURT-1

IN THE APPELLATE TRIBUNAL FOR ELECTRICITY
(Appellate Jurisdiction)

APL No. 269 OF 2025 & IA No. 1203 OF 2025

Dated: 11th November, 2025

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

In the matter of:

M/s. Lanxess India Pvt. Ltd. Appellant(s)

Versus

Madhya Pradesh Electricity Regulatory Commission & Respondent(s)
Ors.

Counsel on record for the Appellant(s) : Amit Kapur
Abhishek Ashok Munot
Kunal Kaul
Malcolm Dinyar Desai
Tushar Nagar
Samikrith Rao Puskuri
for App. 1

Counsel on record for the Respondent(s) : Aditya Singh
for Res. 2

ORDER

An ex parte ad interim order was passed by this Tribunal on 26.08.2025 directing the 2nd Respondent not to take any coercive action for disconnection of power supply for a period of four weeks on condition that the Appellant pays Rs.25 Lacs to the 2nd Respondent within one week. It is not in dispute that the Appellant has paid Rs.25 Lacs in terms of the earlier order dated 26.08.2025.

While Mr. Malcolm Dinyar Desai, Learned Counsel for the Appellant, would request that the interim order passed by this Tribunal earlier on 26.08.2025 be extended until further orders, Mr. Aditya Singh, Learned Counsel for the 2nd Respondent, would request this Tribunal to make it clear that in case the Appellant, during the pendency of this

appeal, were to obtain emergency power, they shall be liable to pay charges in terms of the invoices raised by the 2nd Respondent. We see no reason not to modify the afore-said order in terms of the submission urged on behalf of the 2nd Respondent.

While the interim order passed by this Tribunal earlier on 26.08.2025 is extended until further orders, the Appellant shall, in case they draw emergency power, pay the amount in terms of the invoices raised on them by the 2nd Respondent, subject to the result of the main appeal.

Reply shall be filed by the Respondents within six weeks and rejoinder thereto, if any, shall be filed within four weeks' thereafter. After pleadings are complete, and after verification by the Registry, let this Appeal be included in the '**List of Short Matters**', to be taken up from there, in its turn.

Ajay Talegaonkar
Technical Member (Electricity)

Justice Ramesh Ranganathan
Chairperson

tpd/mks