

COURT-1

IN THE APPELLATE TRIBUNAL FOR ELECTRICITY
(Appellate Jurisdiction)

DFR No : 319 of 2025 & IA No. 1304 OF 2025 & IA No. 1305 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:

Tamil Nadu Power Distribution Corporation Limited
(erstwhile Tamil Nadu Generation and Distribution Corporation Limited) Appellant(s)

Versus

Central Electricity Regulatory Commission & Ors. Respondent(s)

Counsel on record for the Appellant(s) : Anusha Nagarajan
for App. 1

Counsel on record for the Respondent(s) : Anand K. Ganesan
Swapna Seshadri
Ritu Apurva
Amal Nair
Utkarsh Singh
Karthikeyan M
for Res. 2

ORDER

(IA NO. 1304 OF 2025

(For condonation of delay of 347 days in filing the appeal)

The explanation furnished for the delay of 347 days is of administrative reasons which, in our view, does not constitute “sufficient cause” for condonation of delay. Since we do not wish to non-suit the Appellant on this score, we consider it appropriate to impose costs for the delay to be condoned and the Appeal to be entertained. On condition that the Applicant-Appellant pays costs of Rs.1,50,000/- (Rupees One Lakh 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 Appellant No. and the date of the Order, in terms of which costs are being paid.

DFR NO. 319 OF 2025 & IA NO. 1305 OF 2025

In so far as IA No. 1305 of 2025 is concerned, it does not appear to be in dispute that the documents now sought to be introduced are documents for the first time at the appellate stage in which event, the test stipulated in Order 4 Rule 27 CPC must be satisfied before these documents can be received and considered. Since this application can be examined along with the main appeal itself, we deem it appropriate to direct that this IA be listed along with the main appeal to be taken up when the main appeal is finally heard.

Reply shall be filed by the Respondents within six weeks both in the appeal and in the IA, and rejoinder, 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 Finals**', to be taken up from there for hearing, in its turn.

Ajay Talegaonkar
Technical Member (Electricity)

Justice Ramesh Ranganathan
Chairperson