

COURT-1

IN THE APPELLATE TRIBUNAL FOR ELECTRICITY
(Appellate Jurisdiction)

DFR No : 322 of 2024 & IA No. 1072 OF 2024 & IA No. 1073 OF 2024 & IA
No. 1074 OF 2024

Dated: 22nd August, 2024

Present : Hon`ble Mr. Justice Ramesh Ranganathan, Chairperson
Hon`ble Ms. Seema Gupta, Technical Member (Electricity)

In the matter of:

Tamil Nadu Generation and Distribution Corporation Limited Appellant(s)

Versus

Tamil Nadu Electricity Regulatory Commission & Anr. Respondent(s)

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

Counsel on record for the Respondent(s) : Sethu Ramalingam
S. Shivshankari for Res. 1

Kumar Mihir
R.S. Pandiyaraj
S.P. Parthasavathy for Res. 2

ORDER

IA-1072/2024

(For condonation of delay in filing the Appeal) (123 days)

The explanation furnished for the delay of 123 days in filing the Appeal is that the Appellant was under the impression that it would suffice to prefer one common appeal against the order passed by the Commission in a batch of petitions. This explanation in our view does not constitutes "sufficient cause" as separate appeals are required to be filed with respect

to each petition. Since the application for condonation of delay is not opposed by the Learned Counsel for the Respondents, we consider it appropriate to impose costs for the delay to be condoned and the Appeal being entertained. On condition that the Applicant/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, 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 the Order, in terms of which costs are being paid.

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IA-1074/2024

Reply shall be filed within six weeks and rejoinder shall be filed within four weeks thereafter.

Post the IA for hearing on **21.10.2024.**

(Seema Gupta)
Technical Member (Electricity)

(Justice Ramesh Ranganathan)
Chairperson

mk/sk/skj