COURT-1

IN THE APPELLATE TRIBUNAL FOR ELECTRICITY
(Appellate Jurisdiction)

DFR No : 335 of 2025 & IA No. 1539 OF 2025 & IA No. 1386 OF 2025 & IA No. 1538 OF 2025

Dated: 24th November, 2025

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

In the matter of:

Maharashtra Solar Manufactures Association (MASMA) & Ors.	....	Appellant(s)
Versus		
Maharashtra Electricity Regulatory Commission & Anr.	....	Respondent(s)

Counsel on record for the Appellant(s) : Raj Singh Niranjan
Rajni Patil Niranjan
Archana Maharaj
for App. 1

Raj Singh Niranjan
Rajni Patil Niranjan
Archana Maharaj
for App. 2

Raj Singh Niranjan
Rajni Patil Niranjan
Archana Maharaj
for App. 3

Raj Singh Niranjan
Rajni Patil Niranjan
Archana Maharaj
for App. 4

Raj Singh Niranjan
Rajni Patil Niranjan
Archana Maharaj
for App. 5

Raj Singh Niranjan
Rajni Patil Niranjan

Archana Maharaj
for App. 6

Raj Singh Niranjan
Rajni Patil Niranjan
Archana Maharaj
for App. 7

Counsel on record for the Respondent(s) :

Ramanuj Kumar
Vishal Binod
Aditya Dubey
Sagnik Maitra
Rimali Batra
Abhishek Lalwani
for Res. 2

ORDER

IA-1539/2025
(For leave to file Appeal)

The Appellant is an association of manufacturers who are consumers aggrieved by the impugned order passed by the MERC. Leave, as sought for, is granted. The application is, accordingly, disposed of.

IA-1386/2025
(For condonation of delay in filing the Appeal) (34 days)

Since condonation of the delay of 34 days in filing the Appeal is not opposed by the Learned Counsel for the first Respondent, the delay is condoned, and the application is disposed of.

DFR-335/2025 & IA-1538/2025

The order impugned in this appeal is the order passed by the MERC in the review petition on 25.06.2025. While the Appellant herein has

chosen to avail its appellate remedy under Section 111 of the Electricity Act, a renewal energy generator invoked the writ jurisdiction of the Bombay High Court by filing WP(L) No. 19437 of 2025 against the very same order passed by the MERC on 25.06.2025. The Division Bench of the Bombay High Court, by its judgment dated 03.11.2025, quashed and set aside the review order dated 25.06.2025. Aggrieved thereby Respondent No. 2-MSEDCL filed SLP No. 32900-32911 of 2025 and the Supreme Court, by its order dated 17.11.2025, remanded the review petition, and directed the MERC to decide the review petition within a period of 12 weeks.

In term of the order of the Bombay High Court and the Supreme Court referred to hereinabove, the impugned order is set aside and the Appellant herein is permitted to raise all such objections as are permitted in law in the remand proceedings.

The appeal stands disposed of accordingly. All the other IAs therein are disposed of.

Ajay Talegaonkar Technical Member (Electricity)	Justice Ramesh Ranganathan Chairperson

mk/sk