

COURT-1

IN THE APPELLATE TRIBUNAL FOR ELECTRICITY
(Appellate Jurisdiction)

DFR No : 342 of 2025 & IA No. 1408 OF 2025

Dated: 20th January, 2026

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

In the matter of:

Rajasthan Rajya Vidyut Prasaran Nigam Limited Appellant(s)

Versus

Rajasthan Electricity Regulatory Commission & Ors. Respondent(s)

Counsel on record for the Appellant(s) : Poorva Saigal
Shubham Arya
Pallavi Saigal
Reeha Singh
Rishabh Saxena
for App. 1

Counsel on record for the Respondent(s) : for Res. 1
Dhruv Gupta
for Res. 2
Dhruv Gupta
for Res. 3
Dhruv Gupta
for Res. 4

ORDER

IA No. 1408 OF 2025

(for condonation of delay of 1118 days in filing the appeal)

While the delay, in filing the appeal, has been computed by the Registry from the date of the original order to be of 1118 days, it does appear from the facts of the present case that the appeal has been filed on time.

Aggrieved by the impugned order dated 13.07.2022, the Appellant filed a Review Petition before the Commission on 16.08.2022. The said Review Petition was dismissed by the Commission by order dated 09.11.2022. Aggrieved thereby, the Appellant herein filed an appeal before this Tribunal on 01.06.2023. Mr. Shubham Arya, Learned counsel for the Appellant, states that the delay in filing the appeal was condoned by this Tribunal on imposition of costs.

The said appeal came to be finally heard on 05.08.2025 and this Tribunal, while remanding the issue of capitalisation of the transmission asset for consideration of the Commission, granted the Appellant liberty to file a fresh appeal with respect to the other issues raised in the said appeal. The Appellant has, thereafter, filed the present appeal on 18.09.2025.

As liberty was granted by this Tribunal on 05.08.2025 to file a fresh appeal, we are satisfied that, in the facts and circumstances of the present case, the Appeal cannot be rejected on the ground of delay. The delay is condoned and the IA is disposed of.

DFR No : 342 of 2025

Six weeks' time is granted to file reply. Rejoinder, if any, may be filed within four weeks thereafter.

Subject to compliance with the aforesaid directions, Registry to verify whether pleadings are complete, and then include the Appeal in the '**List of Finals**' to be taken up from there, in its turn.

Ajay Talegaonkar
Technical Member (Electricity)

Justice Ramesh Ranganathan
Chairperson