COURT-2

IN THE APPELLATE TRIBUNAL FOR ELECTRICITY
(Appellate Jurisdiction)

APL No. 605 OF 2023 & IA No. 1783 OF 2022 & IA No. 1782 OF 2022

Dated: 15th December, 2023

Present : Hon`ble Mr. Virender Bhat, Judicial Member
Hon`ble Mr. Sandesh Kumar Sharma, Technical Member

In the matter of:

Andhra Pradesh Solar Power Corporation Private Limited	....	Appellant(s)
Versus		
Central Electricity Regulatory Commission & Ors.	....	Respondent(s)

Counsel on record for the Appellant(s)	:	Sidhant Kumar Manyaa Chandok for App. 1
Counsel on record for the Respondent(s)	:	Sethu Ramalingam S Shiv Shankari for Res. 1 Pallav Mongia for Res. 2 Shikha Ohri Kartik Sharma for Res. 21 S.Vallinayagam for Res. 3

ORDER

Learned Counsel for the Appellant states that on the last date of hearing i.e. on 09.11.2023, CERC was asked to put forth their submissions whether the notice was served upon the appellant or not. Vide affidavit dated 13.12.2023, CERC made it very clear and submitted that they are ready to re-hear the matter in case of a remand. The proposed course is not opposed by the parties to the proceedings.

Under these circumstances, we find it appropriate to remand the matter to CERC who will hear the matter giving reasonable opportunity to the parties and decide the matter in accordance with law.

The impugned order is set aside and the matter is remanded to CERC for hearing the same on merits.

The appeal along with all pending IAs are accordingly disposed of.

(Virender Bhat) Judicial Member	(Sandesh Kumar Sharma) Technical Member (Electricity)

js/tp