

COURT-1

IN THE APPELLATE TRIBUNAL FOR ELECTRICITY
(Appellate Jurisdiction)

DFR No : 5 of 2025 & IA No. 24 OF 2025 & IA No. 25 OF 2025 & IA No.
26 OF 2025

Dated: 18th March, 2025

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 Appellant(s)
Limited

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) :
for Res. 1

Poonam Verma Sengupta
Saunak Kumar Rajguru
Subham Bhut
Sakshi Kapoor
Devisi Bhuwalka
Rajesh Jha
Pradyumn Sharma
for Res. 2

ORDER

IA-24/2025

(For condonation of delay in filing the Appeal) (136 days)

The explanation furnished, for the delay of 136 days in filing the appeal, is of administrative reasons, which does not constitute sufficient

cause for condonation of delay. As the delay is not so inordinate as to justify denying the Appellant a hearing on merits, we consider it appropriate to condone the delay, of 136 days in filing the appeal, on condition that the Appellant pays costs of Rs. 50,000/- to the Central Transmission Utility of India Ltd. (CTUIL) within four weeks, and files proof of payment in the Registry within two weeks thereafter.

Mr. Saunak Kumar Rajguru, Learned Counsel for the second Respondent would submit that, for the period of delay in invoking the jurisdiction of this Tribunal, the Appellant should be denied carrying cost even in case the Appeal were to be allowed later. Suffice it to observe that this question can also be examined, along with other contentions urged in the appeal, when the main appeal is taken up for hearing.

Needless to state that, in case the aforesaid costs are not paid within four weeks from today and an affidavit of proof of payment is not filed in the Registry within two weeks thereafter, the application, for condonation of delay in filing the appeal, shall stand dismissed automatically, and the Appeal shall stand rejected. The I.A. is accordingly 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.

IA-26/2025
(For exemption from Impleading parties)

This application for exemption from impleading parties is not opposed by the Learned Counsel for the second Respondent. The IA is allowed and the Appellant is exempted from impleading its officers as party Respondents in the main Appeal. The IA is, accordingly, disposed of.

DFR-5/2025 & IA-25/2025

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

Post the IA for hearing on **06.05.2025.**

(Seema Gupta)
Technical Member (Electricity)

(Justice Ramesh Ranganathan)
Chairperson

mk/dk