

COURT-1

IN THE APPELLATE TRIBUNAL FOR ELECTRICITY
(Appellate Jurisdiction)

DFR No : 504 of 2025 & IA No. 1975 OF 2025 & IA No. 1973 OF 2025 & IA
No. 1974 OF 2025

Dated: 11th February, 2026

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

In the matter of:

Uttar Gujarat Vij Company Limited

.... Appellant(s)

Versus

Arka Energy & Ors.

.... Respondent(s)

Counsel on record for the Appellant(s) : Ranjitha Ramachandran
Aneesh Bajaj
Srishti Khindaria
for App. 1

Counsel on record for the Respondent(s) : Sakie Jakharia
Ishita Ahuja for Res. 1
Sakie Jakharia
Ishita Ahuja for Res. 2
Sakie Jakharia
Ishita Ahuja for Res. 3
Sakie Jakharia
Ishita Ahuja for Res. 4
Suparna Srivastava
for Res. 7

ORDER

IA No. 1975 of 2025
(for condonation of delay of 541 days in filing the appeal)

The delay in filing the appeal, as computed by the Registry, is of 541 days. Ms. Ranjitha Ramachandran, Learned Counsel for the Appellant,

would submit that if the period spent by the Appellant in prosecuting the Review Petition is excluded, then there is no delay in filing the appeal. The order impugned in this Appeal was passed on 13.05.2024, and the Appellant filed the Review Petition, within the statutorily prescribed 60 day period of limitation, on 02.07.2024. The said Review Petition was dismissed by order dated 11.11.2025, and the present appeal was filed on 24.12.2025. Ordinarily, the period spent in prosecuting the Review Petition is required to be excluded in computing the delay in filing the appeal. If so excluded, there appears to be no delay. We see no reason, therefore, to non-suit the Appellant on this ground. The delay is, accordingly, condoned and the IA is disposed of.

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Ms. Sakie Jakharai, Learned Counsel for the 1st to 4th Respondents, seeks six weeks' time to file reply. Rejoinder, if any, may be filed within four weeks thereafter.

Post the IAs No. 1973 & 1974 of 2025 on **24.04.2026.**

Ajay Talegaonkar
Technical Member (Electricity)

Justice Ramesh Ranganathan
Chairperson

sk/mkj