IN THE APPELLATE TRIBUNAL FOR ELECTRICITY
(Appellate Jurisdiction)

COURT I

IA NOS. 318 & 319 OF 2023 &
IA NO. 2160 OF 2022 IN
DFR NO. 549 OF 2022 &
IA NO. 2161 OF 2022

Dated : 11.04.2023

Present: Hon'ble Mr. Justice Ramesh Ranganathan, Chairperson
Hon'ble Mr. Sandesh Kumar Sharma, Technical Member

In the matter of:

Indian Wind Power Association .... Appellant(s)

Versus

Tamil Nadu Electricity Regulatory Commission &Anr. .... Respondent(s)

Counsel for the Appellant(s) : Ashwin Kumar D.S.

Counsel for the Respondent(s) : Anusha Nagarajan for R-2

ORDER

IA NO. 2160 OF 2022

[For Condonation of delay in filing the Appeal]

The period spent in obtaining the certified copy of the order is required to be excluded from computation of the delay in filing Appeal. When so excluded, the delay is only of around 17 days, which is not so inordinate as to necessitate refusal to give the Appellant an opportunity to be heard on merits. The delay is condoned and the application disposed of.

IA NO. 318 OF 2023

[For Leave to file Appeal]

The Appellant is an association of wind power generators, and are evidently aggrieved by the tariff order under appeal. Leave to file appeal is granted.

IA NO. 319 OF 2023

[For Condonation of delay in refiling the Appeal]

It is stated that the delay of 50 days has occasioned because of ill health of the father of the Counsel for the Appellant. We see no reason to deny the Appellant an opportunity of the Appeal being heard on its merits. The delay is condoned and the application disposed of.

Ms. Anusha Nagarajan, learned Counsel for the 2nd Respondent, seeks four weeks time to file reply, which is granted. Rejoinder, if any, may be filed within four weeks thereafter. Registry to verify whether pleadings are complete, and thereafter let this Appeal be included in the **List of Finals** to be taken up from there, in its turn.

(Sandesh Kumar Sharma)
Technical Member

(Justice Ramesh Ranganathan)
Chairperson

vt/tp/dk