

COURT-1

**IN THE APPELLATE TRIBUNAL FOR ELECTRICITY
(Appellate Jurisdiction)**

DFR No : 76 of 2025 & IA No. 308 OF 2025

Dated: 24th April, 2025

Present : Hon`ble Mr. Justice Ramesh Ranganathan, Chairperson
Hon`ble Ms. Seema Gupta, Technical Member (Electricity)

In the matter of:

India Power Corporation Limited Appellant(s)

Versus

West Bengal Electricity Regulatory Commission Respondent(s)

Counsel on record for the Appellant(s) : Anushree Bardhan
Surbhi Kapoor
Ritika Singh
for App. 1

Counsel on record for the Respondent(s) : C.K. Rai
for Res. 1

ORDER

IA No. 308 OF 2025

(for Condonation of delay in filing the appeal)

The only explanation furnished for the delay of 180 days in filing the appeal is of administrative reasons, which would not constitute “sufficient cause” for condonation of the delay in filing the appeal. We are, however, of the view that the delay is not so inordinate as to deny the Appellant the opportunity of having their appeal heard on merits, and consider it appropriate to condone the delay on payment of costs of Rs. 75,000/-

(Rupees Seventy Five Thousand only) to the Central Transmission Utility of India Limited (CTUIL) within four weeks from today, and proof of payment being filed in the Registry within two weeks thereafter. The delay is condoned, subject to compliance with the aforesaid directions.

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.

DFR No. 76 of 2025

Reply shall be filed by the Respondents within six weeks and rejoinder, if any, shall be filed within four weeks thereafter.

After compliance with the aforesaid directions, and after verification by the Registry as to whether pleadings are complete, let this Appeal be included in the 'List of Finals' to be taken up from there, in its turn.

(Seema Gupta)
Technical Member (Electricity)

(Justice Ramesh Ranganathan)
Chairperson

ts/tc