

COURT-1

IN THE APPELLATE TRIBUNAL FOR ELECTRICITY
(Appellate Jurisdiction)

APL No. 205 OF 2025

Dated: 7th November, 2025

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

In the matter of:

Sarda Metals and Alloys Limited Appellant(s)

Versus

Andhra Pradesh Electricity Regulatory Commission & Respondent(s)
Ors.

Counsel on record for the Appellant(s) : Poonam Verma Sengupta
Saunak Kumar Rajguru
Pradyumn Sharma
for App. 1

Counsel on record for the Respondent(s) : Gaichangpou Gangmei
Arjun D Singh
Ankita Sharma
Yashvir Kumar
Yimyanger Longkumer
Maitreya Mahaley
for Res. 1

Udit Gupta
Anup Jain
Vyom Chaturvedi
Nishtha Goel
Pragya Gupta
Sneha Singh
Deepshikha Kumar
for Res. 2

ORDER

Two appeals were preferred one by the generator and the other by the distribution licensee against the order passed by the APERC in OP No. 61 of 2023 dated 24.07.2024.

While the Transmission licensee filed an appeal aggrieved by the order of the Commission directing payment of the principal amount to the generator, the generator is now in appeal against the said order with respect to their claim for interest thereon. The Appeal filed by the Transmission Licensee (ie Appeal No. 55 of 2025) was disposed by this Tribunal by its order dated 02.09.2025 remanding the matter to the Commission for its consideration afresh.

Mr. Saunak Kumar Rajguru, Learned Counsel for the Appellant in the present appeal, would submit that, since the impugned order, to the extent it was subjected to challenge in Appeal No. 55 of 2025, was set aside and remanded to the APERC, a similar order be passed in the present appeal also; and the Appellant's claim of interest also be remanded to the Commission for its consideration. Learned Counsel for the Respondent-Discoms would fairly state that, since the order under appeal was interdicted by this Tribunal in Appeal No. 55 of 2025, the present appeal, filed against the very same order, may also necessitate a similar order being passed.

We consider it appropriate, in such circumstances, to set aside the order under appeal and remand the matter to the APERC for its consideration with respect to the Appellant's claim for payment of interest, along with the issue regarding entitlement of the generator for payment the principal amount.

The appeal, and all the IAs therein, stand disposed of accordingly.

Ajay Talegaonkar
Technical Member (Electricity)
mk/kns

Justice Ramesh Ranganathan
Chairperson