

COURT-II
IN THE APPELLATE TRIBUNAL FOR ELECTRICITY
(Appellate Jurisdiction)

IA NOS. 736 & 735 OF 2018 IN
DFR NO.1241 OF 2018

Dated: 09th July, 2018

Present: Hon'ble Mr. Justice N.K. Patil, Judicial Member
Hon'ble Mr. S.D. Dubey, Technical Member

In the matter of:

M.R. Shivasway

... **Appellant(s)**

Vs.

State of Karnataka & Ors.

... **Respondent(s)**

Counsel for the Appellant (s) : Mr. Ashish Virmani

Counsel for the Respondent(s) : ---

ORDER

IA No. 736 of 2018

(For Condonation of Delay in Re-filing the Appeal)

We have heard the learned counsel, Mr. Ashish Virmani, appearing for the Appellant.

The learned counsel appearing for the Appellant submitted that, there is a delay of 39 days in re-filing the Appeal. Further, he was quick to point out and submitted that, in the light of the submissions made and the reasoning given in the application, the delay has been explained satisfactorily and sufficient cause has been shown in the application. The same may kindly be accepted. Delay in re-filing the Appeal may kindly be condoned and the instant application may kindly be allowed in the interest of justice and equity.

Submission made by the learned counsel appearing for the Appellant, as stated above, is placed on record.

In the light of the submissions made by the learned counsel appearing for the Appellant and after perusal of the reasoning given in the application explaining the delay in re-filing the Appeal, we find it satisfactory as sufficient cause has been shown in the application. The same is accepted and the delay in re-filing the Appeal is condoned. IA No. 736 of 2018 is allowed.

IA NO. 735 OF 2018 IN
DFR NO. 1241 OF 2018

Issue notice to the Respondents returnable on 24.07.2018.

Dasti, in addition, is also permitted.

List this matter on **24.07.2018**

(S.D. Dubey)
Technical Member
tpd/vt

(Justice N.K. Patil)
Judicial Member