

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

**IA NO. 1344 OF 2018 IN  
DFR NO. 2930 OF 2018**

**Dated: 16<sup>th</sup> November, 2018**

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

**In the matter of:**

Jindal Power Limited ..... Appellant(s)  
Versus  
Central Electricity Regulatory Commission & Anr. ....Respondent(s)

Counsel for the Appellant(s) : Mr. S. Venkatesh  
Mr. Sandeep Rajpurohit

Counsel for the Respondent(s) : Mr. G. Umaphy  
Mr. S. Vallinayagam  
Ms. S. Amali for R-2

**ORDER**

**IA No. 1344 of 2018**

**(For Condonation of Delay in Filing the Appeal)**

We have heard learned counsel appearing for the Appellant and learned counsel appearing for the Respondent No.1 and Respondent No.2.

2. The learned counsel, Mr. Sandeep Rajpurohit, appearing for the Appellant submitted that the delay of 192 days in filing the Appeal has been explained satisfactorily and sufficient cause has been shown in Paragraph No. 3.5 to 3.14 of the application. The same may kindly be accepted and delay in filing may kindly be condoned in the interest of justice and equity.

3. ***Per contra***, learned counsel, Mr. G. Umaphy, appearing for the Respondent No. 2 inter alia contended and submitted that in the light of the explanation sought in the application, the appropriate order may be passed,

4. Submissions made by the learned counsel appearing for the Appellant and learned counsel appearing for the Respondent No.2, as stated above, are placed on record.

5. In the light of the submission made by the learned counsel appearing for the Appellant and after careful perusal in Paragraph No. 3.5 to 3.14 of the application explaining the delay in filing the appeal, we find it satisfactory as sufficient cause has been made out. The same is accepted and the delay in filing the appeal is condoned. The IA is allowed.

**DFR No. 2930 OF 2018**

Registry is directed to number the appeal and list the matter for admission on **20.11.2018**, as requested.

**(S.D. Dubey)**  
**Technical Member**  
*Pr/mk*

**(Justice N.K. Patil)**  
**Judicial Member**