

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

IA NO. 30 OF 2018 IN
DFR NO. 4148 OF 2017

Dated: 19th April, 2018

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

In the matter of:

Smt. L. Nagarathna ... **Appellant(s)**
Vs.
Karnataka Electricity Regulatory Commission & Ors. ... **Respondent(s)**

Counsel for the Appellant (s) : Mr. Rajesh Chhetri
Mr. Nishant Kumar
Mr. Rajeev Chhetri

Counsel for the Respondent(s) : Ms. Sumana Naganand
Ms. Pratiksha Mishra for R-4 to R-7

ORDER

IA NO. 30 OF 2018
(Appl. for Condonation of Delay in filing)

We have heard the learned counsel appearing for the Appellant and learned counsel appearing for the Respondent Nos 4 to 7. Other respondents, though served, unrepresented.

The learned counsel, Mr. Rajesh Chhetri appearing for the Appellant submitted that there is a delay of 25 days in filing the appeal which has been explained satisfactorily and sufficient cause shown in the application. The same may kindly be accepted and delay may kindly be condoned in the interest of justice and equity.

Per contra, learned counsel, Ms. Sumana Naganand, appearing for Respondent Nos. 4 to 7, inter alia contended and submitted that the delay in filing

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the appeal is not explained satisfactorily and sufficient cause has not been shown in the application. Hence, the delay may not be condoned.

Submissions made by the learned counsel appearing for the Appellant and learned counsel appearing for the respondents, as stated above, are placed on record.

In the light of the ground made out in the application by the learned council appearing for the Appellant and after careful perusal of the application, explaining the delay in filing the appeal is satisfactory and sufficient cause shown in the application. The same is accepted and the delay in filing the appeal is condoned. IA, being IA No. 30 of 2018, for delay in filing the appeal is allowed.

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Registry is directed to number the appeal and list the matter for admission on **24.04.2018**, as requested.

(S.D. Dubey)
Technical Member

(Justice N.K. Patil)
Judicial Member

Bn/kt