

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

IA NO. 363 OF 2018 IN
DFR NO. 718 OF 2018

Dated: 02nd April, 2018

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

In the matter of:

Damodar Valley Corporation

.... Appellant(s)

Versus

Central Electricity Regulatory Commission & Ors.

.... Respondent(s)

Counsel for the Appellant(s) : Mr. Abhinav Shrivastava
Mr. Ajay Sharma

Counsel for the Respondent(s) : Mr. Sitesh Mukherjee
Mr. Deep Rao for R-2

ORDER

The learned counsel appearing for the Appellant submitted that they have filed affidavit of service in the Registry on today itself. The Registry is directed to check and put up the same.

IA No. 363 of 2018 (for condonation of delay)

Heard learned counsel appearing for the Appellant and learned counsel appearing for the Respondent No.2. Other respondents served but unrepresented.

The learned counsel appearing for the Appellant submitted that there is a delay of 22 days in filing the Appeal which has been explained satisfactorily in paragraph 3 of additional affidavit may kindly be accepted and the delay in filing the appeal may kindly be condoned in the interest of justice and equity.

Submissions 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 going through the reasoning given in the application explaining the delay in filing the appeal in paragraph 3, we find it satisfactory as sufficient cause has been made out on accompanying affidavit along with application. The same is accepted and the delay in filing the appeal is condoned. IA No.363 of 2018 for delay in filing the Appeal is allowed. IA is disposed of.

DFR NO.718 OF 2018

Registry is directed to number the appeal and list the matter for admission on **04.04.2018**, as agreed by the learned counsel appearing for both the parties

(S.D. Dubey)
Technical Member

(Justice N. K. Patil)
Judicial Member

Bn/pr