

**COURT-I****IN THE APPELLATE TRIBUNAL FOR ELECTRICITY  
(Appellate Jurisdiction)****IA NO. 375 OF 2017 IN  
DFR NO. 1461 OF 2017****Dated: 23<sup>rd</sup> August, 2017****Present: Hon'ble Mrs. Justice Ranjana P. Desai, Chairperson  
Hon'ble Mr. I.J. Kapoor, Technical Member****In the matter of:****Lanco Amarkantak Power Limited**

....

**Appellant(s)****Vs.****Haryana Electricity Regulatory Commission & Ors.**

....

**Respondent(s)**

Counsel for the Appellant(s) : Mr. Deepak Khurana

Counsel for the Respondent(s) : Mr. Nishant Ahlawat for R-1

Mr. Vishrov Mukherjee  
Ms. Nishtha Kumar for R-2Mr. M.G. Ramachandran  
Mr. Shubham Arya for R-3**ORDER****IA NO. 375 OF 2017*****(Appln. for condonation of delay in filing)***

There is 249 days' delay in filing this appeal. In this application, the Applicant/Appellant has prayed that delay in filing the appeal may be condoned.

All the Respondents have been served. Mr. Nishant Ahlawat appears on behalf of Respondent No.1; Mr. Vishrov Mukherjee appears on behalf of Respondent No.2 and Mr. M.G. Ramachandran appears on behalf of Respondent No.3.

We have heard learned counsel for the parties. It is pointed out by learned counsel for the appellant that the appellant had filed review application seeking review of the order dated 12.07.2016 before the State Commission. The said review application was disposed of on 27.03.2017 and the order was communicated to the appellant on 20.04.2017. After taking necessary steps, the appeal has been filed on 04.05.2017. Counsel prays that in the circumstances delay deserves to be condoned.

Learned counsel for respondent No.2, however, pointed out that there was also about 25 days delay in filing the review petition, for which no proper explanation is given.

After hearing learned counsel for the parties and after perusing the explanation offered by the appellant, we are of the opinion that delay deserves to be condoned after saddling the appellant with costs. Accordingly, delay in filing the appeal is condoned subject to payment of cost of Rs.25,000/- (Rupees twenty five thousand only) by the appellant to "**National Defence Fund having Collection account number 11084239799 with State Bank of India, Institutional Division, 4<sup>th</sup> Floor, Parliament Street, New Delhi**" within two weeks from today. Application is disposed of.

After receiving the compliance report, Registry is directed to number the appeal and list the matter for admission on **18.09.2017**.

**(I. J. Kapoor)**  
**Technical Member**

**(Justice Ranjana P. Desai)**  
**Chairperson**