

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

IA NOS. 1911, 1912 & 1913 OF 2018 IN
DFR NO. 3866 OF 2018

Dated: 15th February, 2019

Present: Hon'ble Mrs. Justice Manjula Chellur, Chairperson
Hon'ble Mr. S.D. Dubey, Technical Member

In the matter of:

Viraj Profiles Limited

Versus

**Maharashtra State Electricity Distribution Company
Ltd. & Anr.**

.... Appellant(s)

.... Respondent(s)

Counsel for the Appellant(s) : Mr. Rohit Singha

Counsel for the Respondent(s) : Mr. Anup Jain for MSEDCL

ORDER

IA NO. 1911 of 2018

(Application for leave to file appeal)

In this application, the applicant/appellant has prayed that it may be granted leave to file the instant appeal.

We have heard learned counsel for the parties. For the reasons stated in the application, leave to file the instant appeal is granted. Application is disposed of.

IA NO. 1912 of 2018

(Application for condonation of delay in filing appeal)

There is 32 days' delay in filing this appeal.

In this application, the applicant/Appellant has prayed that the delay may be condoned. We have heard learned counsel for the applicant/Appellant and perused the explanation offered for the delay in filing the appeal. We find the explanation to be satisfactory and acceptable. Sufficient cause has been made out. Hence, the delay is condoned.

The application is disposed of.

IA NO. 1913 of 2018

(Application for waiver of court fees)

In this application, the applicant/appellant has prayed for waiver of Court fee.

We have heard the learned counsel for the parties and perused the application. It is stated in the application that the present appellant was not a party to the proceedings before the State Commission. It is contended that the appellant is a stranger to those proceedings and the present appeal has nothing to do with the facts of those proceedings but only confined itself to the legal sustainability of the impugned common order.

Since the appellant was not a party to the proceedings before the State Commission and the applicant has already paid an amount of Rs.1,00,000/- towards court fees, in the interest of justice, waiver of court fee to the extent claimed, is granted.

Application is disposed of.

DFR NO. 3866 OF 2018

Registry is directed to number the appeal and list the matter for admission on **19-3-2019**.

(S.D. Dubey)
Technical Member

tpd/pk

(Justice Manjula Chellur)
Chairperson