

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

IA NOS. 1765 & 1763 of 2018 IN
DFR NO. 3298 OF 2018

Dated: 3rd January, 2019

Present: Hon'ble Mr. Justice N.K. Patil, Judicial Member
Hon'ble Mr. Ravindra Kumar Verma, Technical Member

In the matter of:

Maharashtra State Electricity Distribution Company Ltd. & Anr. Appellant(s)

Vs.

Maharashtra Electricity Regulatory Commission & Anr. Respondent(s)

Counsel for the Appellant (s) : Ms. Shruti Awasthi

ORDER

IA No.1765 of 2018

(Appl. for Condonation of Delay in Re-filing the Appeal)

We have heard the learned counsel, Ms. Shruti Awasthi, appearing for the Appellant.

The learned counsel appearing for the Appellant submitted that, there is delay of 41 days in re-filing the Appeal. Further, she submitted that, in the light of the submissions made and the reasoning given in the application, the delay has been explained satisfactorily and sufficient cause has been shown in the application. The same may kindly be accepted and delay in re-filing the Appeal may kindly be condoned and the instant application may kindly be allowed in the interest of justice and equity.

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

In the light of the submissions made by the learned counsel appearing for the Appellant and after perusal of the reasoning given in the application explaining the delay in re-filing the Appeal, we find it satisfactory as sufficient cause has been shown in the application. The same is accepted and the delay in re-filing the Appeal is condoned. IA is allowed.

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The learned counsel appearing for the Appellant prays for 10 days time to file the better affidavit explaining the delay of 79 days in filing the appeal.

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

The learned counsel appearing for the Appellant is permitted to file the better affidavit explaining the delay in filing the appeal by 14.01.2019.

List the matter on **16.01.2019**, as requested.

(Ravindra Kumar Verma)
Technical Member
vt/kt

(Justice N.K. Patil)
Judicial Member