#### COURT-II IN THE APPELLATE TRIBUNAL FOR ELECTRICITY (APPELLATE JURISDICTION)

## APPEAL NO. 21 OF 2018 & IA NOS. 92 & 91 OF 2019

## Dated: <u>18<sup>th</sup> January, 2019</u>

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

<u>In the matter of</u> : JK Minerals Vs. Madhya Pradesh Electricity Re	gulato			Appellant(s) Respondent(s)
Counsel for the Appellant (s)	:	Ms. Swagatika Sahoo Mr. Parinay Deep Shah Ms. Surabhi Pandey		
Counsel for the Respondent(s)	:	Mr. S. Venkatesh Mr. Nishtha Kumar Mr. Samarth Kashyap for R-	1	
		Mr. M.G. Ramachandran Ms. Ranjitha Ramachandra	an for	R-2 & R-3

# <u>ORDER</u>

## (IA No. 91 of 2019 – Delay in filing Rejoinders)

The learned counsel, Ms. Swagatika Sahoo, appearing for the Appellant submitted that, there is a delay of 14 days in filing rejoinders to the reply filed by the first Respondent, which has been explained satisfactorily and sufficient causes has been shown in the application. The same may kindly be accepted and delay in filing rejoinder may kindly be condoned and the instant IA may kindly be allowed in the interest of justice and equity.

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

In the light of the submission of the learned counsel appearing for the Appellant and after perusal of the reasoning given in the application explaining the delay in filing rejoinder to the reply filed by the first Respondent, we find it satisfactory as sufficient cause has been shown in the application. The same is accepted and the delay in filing rejoinder to the reply filed by the first Respondent is condoned. IA is allowed.

## (IA No. 92 of 2019 – Delay in filing Rejoinders)

The learned counsel for the Appellant prays for one week time to enable them to file better affidavit explaining the delay in filing the rejoinder to the reply filed by the third Respondent.

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

The learned counsel for the Appellant is permitted to file better affidavit explaining the delay in filing the rejoinder to the reply filed by the third Respondent on or before 24.01.2019, as requested, after duly serving copy to the learned counsel for the third Respondent.

## APPEAL NO. 21 OF 2018 & IA NO. 92 OF 2019

Fourth Respondent, though served, is unrepresented.

List the matter on **25.01.2019**, as agreed by the learned counsel for the Appellant and the Respondent Nos. 1 and 2 & 3.

(Ravindra Kumar Verma) **Technical Member** vt/pk

(Justice N.K. Patil) **Judicial Member**