

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

APPEAL NO. 302 OF 2018 &
IA NOS. 1120 & 1119 OF 2018

Dated : 15th January, 2019

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

In the matter of:

M/s Lohia Developers (India) Pvt. Ltd.

.... Appellant(s)

Vs.

Uttar Pradesh Electricity Regulatory Commission & Ors..

.... Respondent(s)

Counsel for the Appellant(s) : Mr. Shivam Tripathi

Counsel for the Respondent(s) : Mr. C.K. Rai
Mr. Sachin Dubey for R-1

Mr. Rajiv Srivastava
Ms. Garima Srivastava
Ms. Gargi Srivastava
Ms. Harshita Sinha for R-2

ORDER

IA No. 1119 of 2018

*(Appl. for exemption from arraying all parties before the
State Commission as respondents)*

Heard the learned counsel appearing for the Appellant and the learned counsel appearing for the Respondent Nos. 1 and 2.

The learned counsel, Mr. Shivam Tripathi, appearing for the Appellant submitted that, IA No. 1119 of 2018 has been filed by the Appellant for exemption from arraying all parties before the State Commission as respondents which may be allowed.

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

In the light of the statement made by the learned counsel appearing for the Appellant in the IA No.1119 of 2018 and the reasons stated therein, IA is allowed at the risk of the learned counsel appearing for the Appellant.

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The learned counsel, Ms. Harshita Sinha, appearing for the second Respondent prays for another two weeks time to enable her to file the reply. The learned counsel, Mr. Shivam Tripathi, appearing for the Appellant also prays for two weeks time thereafter to enable him to file rejoinder.

Submission made by the learned counsel appearing for the second Respondent, as stated supra, is placed on record.

Another two weeks time is granted to the learned counsel for the second Respondent to enable her to file the reply. She may file the same on or before 29.01.2019, after duly serving copy to the learned counsel for the Appellant. Thereafter, learned counsel for the Appellant is permitted to file rejoinder to the reply filed by the learned counsel for the Respondents on or before 12.02.2019, after duly serving copy to the learned counsel for the Respondent Nos. 1 and 2.

List this matter on **18.02.2019**, as agreed by the learned counsel for the Appellant and the Respondent Nos. 1 and 2.

(Ravindra Kumar Verma)
Technical Member

vt/pk

(Justice N.K. Patil)
Judicial Member