

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

APPEAL NO. 368 OF 2018 &
IA NO. 46 OF 2018

Dated : 22nd January, 2019

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

In the matter of:

The Tata Power Company Limited (Transmission) Appellant(s)
Versus
Maharashtra Electricity Regulatory Commission Respondent(s)

Counsel for the Appellant(s) : Mr. Melcolm Desai

Counsel for the Respondent(s) : Mr. Raunak Jain
Mr. Buddy A. Ranganadhan for R-1

Ms. Nikita Chouksey for HPCL/Caveator

ORDER

The leaned counsel, Mr. Raunak Jain, accepts notice on behalf of the first Respondent/Commission.

(IA NO. 46 OF 2018 – for Impleadment)

The learned counsel, Ms. Nikita Chouksey, appearing for the applicant/Hindustan Petroleum Corporation Limited (HPCL) at the outset, submitted that, the instant application has been filed by Applicant/ HPCL to implead the applicant as a party Respondent in Appeal No. 368 of 2018. The reasons stated at paras 5 to 8 may kindly be accepted and the instant IA may kindly be allowed in the interest of justice and equity.

The learned counsel, Mr. Melcolm Desai, appearing for the Appellant, at the outset, fairly submitted that, they have no objection on the instant application to implead the applicant as a party Respondent in Appeal No. 368 of 2018.

Submissions of the learned counsel for the applicant/HPCL and the learned counsel for the Appellant, as stated supra, are placed on record.

In the light of the submissions of the learned counsel for the applicant and the learned counsel for the Appellant and the statement made and reasoning given in the accompanying affidavit along with application at paras 5 to 8, the same was accepted and IA, being IA No. 46 of 2018, is allowed. The applicant is permitted to implead himself as second Respondent.

The learned counsel for the Appellant is directed to amend the cause title forthwith and filed the same immediately in the Registry.

APPEAL NO. 368 OF 2018

The learned counsel for the Respondent Nos 1 and 2 pray for four weeks time to file their reply to the appeal.

The learned counsel for the Appellant also prays for four weeks time thereafter to file rejoinder to the reply to be filed by the learned counsel for the Respondent Nos. 1 and 2.

Submissions made by the learned counsel for the Respondent Nos. 1 and 2 and the learned counsel for the Appellant, as stated supra, are placed on record.

The learned counsel for the Respondent Nos 1 and 2 are permitted to file their reply to the appeal by 19.02.2019, after duly serving copy to the learned counsel for the Appellant. Thereafter, the learned counsel for the Appellant also permitted to file rejoinder to the reply to be filed by the learned counsel for the Respondent Nos. 1 and 2 by 19.03.2019, after duly serving copy of the same to the learned counsel for the Respondent Nos. 1 and 2.

List the matter for on **25.03.2019**, as agreed by the learned counsel for the Appellant and the Respondents.

(Ravindra Kumar Verma)
Technical Member
vt/kt

(Justice N.K. Patil)
Judicial Member