

COURT-I

**IN THE APPELLATE TRIBUNAL FOR ELECTRICITY
(Appellate Jurisdiction)**

IA NO. 114 OF 2019
IN
DFR NO. 4994 OF 2018

Dated: 23rd January, 2019

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

In the matter of:

**Global Energy Private Limited
Vs.**

.... Appellant(s)

Maharashtra Electricity Regulatory Commission & Ors.

.... Respondent(s)

Counsel for the Appellant(s) : Mr. Hemant Singh

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

Mr. Lokesh Malik for R-2-5

ORDER

IA NO. 114 OF 2019

(Application for condonation of delay in filing the appeal)

With the consent of the parties, the application is taken up today.

Heard learned counsel for the parties. Proceedings dated 14-1-2019 is perused. Para 5 of the said proceedings is relevant as indicated by Appellant's counsel, which reads as under:

"5. Keeping in view that GEPL presumed that Enquiry Committee would not proceed since Appeal is pending, it was made clear that since Hon'ble Tribunal has not stayed the order passed by the Commission, the

Committee intends to proceed with its deliberations. To meet the requirement of natural justice, the Enquiry Committee has decided to provide the additional 10 days time to make submission by GEPL and accordingly, the next hearing is scheduled on 24 January, 2019 provided that the Commission extends the term of Committee suitably. A final order is planned to be passed before 31 January, 2019 irrespective of GEPL availing or choosing not to avail the opportunity given now once again to share the information asked for.”

Reading of the said paragraph would indicate that final orders would be passed before 31-1-2019. In that view of the matter, delay of 19 days in filing the appeal is condoned.

Parties are directed to maintain status quo in respect of the enquiry indicated above till the next date of hearing.

The application is disposed of.

DFR No. 4994 of 2018

Issue notice to Respondents, returnable on 6-2-2019. Mr. Raunak Jain, learned counsel takes notice on behalf of Respondent No. 1 and Mr. Lokesh Malik, learned counsel takes notice on behalf of Respondent No. 2 to 5. Dasti, in addition, is permitted.

Registry is directed to number the appeal and list the matter for admission on **6-2-2019**.

(S. D. Dubey)
Technical Member

tpd/kt

(Justice Manjula Chellur)
Chairperson