

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

**APPEAL NO. 334 of 2018 &**  
**IA NO. 1486 OF 2018 & IA NO. 463 OF 2019**

**Dated: 28<sup>th</sup> March, 2019**

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

**In the matter of:**

**Uttar Pradesh Sugar Mills Co-Gen Association** .... **Appellant(s)**

**Versus**

**Uttar Pradesh Electricity Regulatory Commission & Anr.** .... **Respondent(s)**

Counsel for the Appellant(s) : Mr. Adishree Chakraborty

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. 463 of 2019 – Delay in filing reply)**

The learned counsel, Mr. Rajiv Srivastava, appearing for the second Respondent submitted that, there is a delay of 128 days in filing the reply which has been explained satisfactorily in the application. The same may kindly be accepted and delay may kindly be condoned.

Submission of the counsel for the second Respondent, as stated above, is placed on record.

In the light of the submission of the counsel for the second Respondent and after perusal of the application explaining the delay in filing the reply, we find it satisfactory as sufficient cause has been made out. The same is accepted and the delay in filing the reply is condoned. IA is allowed.

**APPEAL NO. 334 of 2018 &**  
**IA NO. 1486 OF 2018**

The learned counsel, Mr. Adishree Chakraborty, appearing for the Appellant, prays for 4 weeks' time to file the rejoinder to the reply filed by the counsel for the 2<sup>nd</sup> Respondent.

Submission of the counsel for the Appellant, as stated supra, is placed on record.

The counsel for the Appellant is permitted to file the rejoinder to the reply filed by the counsel for the 2<sup>nd</sup> Respondent on or before 25.04.2019, after duly serving copy to the counsel for the 2<sup>nd</sup> Respondent.

List the matter of admission on 30.04.2019, as agreed by the counsel for the Appellant and the Respondents

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

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