

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

**APPEAL NO. 37 OF 2018 & IA NOs. 104 & 1355 OF 2018,**  
**APPEAL NO. 102 OF 2018 AND**  
**APPEAL NO. 129 OF 2018**

**Dated: 22<sup>nd</sup> October, 2018**

**Present: Hon'ble Mr. Justice N.K. Patil, Judicial Member**  
**Hon'ble Mr. S.D. Dubey, Technical Member**

**APPEAL NO. 37 OF 2018 & IA NOs. 104 & 1355 OF 2018**

**In the matter of:**

**Mr. Rama Shankar Awasthi** ... **Appellant(s)**  
**Vs.**  
**Uttar Pradesh Power Corporation Ltd & Ors.** ... **Respondent(s)**

Counsel for the Appellant(s) : Mr. Shubham Arya

Counsel for the Respondent(s) : Mr. Rajiv Srivastava  
Ms. Garima Srivastava  
Ms. Gargi Srivastava for R-1

Mr. C.K. Rai  
Mr. Sachin Dubey for R-3

Mr. Amal Nair  
Mr. Savey Kaushal for R-4

Mr. Saurav Roy  
Mr. Asif Ahmed for R-8 & R-9

**APPEAL NO. 102 OF 2018**

**In the matter of:**

**PSPN Synergy Pvt. Ltd.** ... **Appellant(s)**  
**Vs.**  
**Uttar Pradesh Electricity Regulatory Commission (UPERC) & Ors.** ... **Respondent(s)**

**APPEAL NO. 129 OF 2018**

**In the matter of:**

**Salasar Green Energy Private Limited (A Project Company  
formed by M/s N. P. Agro (India) Industries Limited) .... Appellant(s)**  
**Versus**  
**Uttar Pradesh Electricity Regulatory Commission (UPERC) & Ors. .... Respondent(s)**

Counsel for the Appellant(s) : Mr. Sourav Roy  
Mr. Asif Ahmed

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

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

**ORDER**  
**IA NO. 1355 OF 2018**  
**(Delay in filing Reply)**

We have heard the learned counsel appearing for both the parties.

Learned counsel, Mr. Rajiv Srivastava, appearing for the first Respondent submitted that, there is a delay of 50 days in filing the reply which has been explained satisfactorily in the instant application. The same may kindly be accepted and delay may kindly be condoned.

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

In the light of the submission of learned counsel appearing for the first 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. 37 OF 2018 & IA NO. 104 OF 2018,**  
**APPEAL NO. 102 OF 2018 & APPEAL NO. 129 OF 2018**

Learned counsel appearing for the parties submitted that pleadings are complete in the matter.

Submissions made by the learned counsel appearing for the parties, as stated above, are placed on record.

List the batch of appeals for hearing on 05.02.2019.

**(S.D. Dubey)**  
**Technical Member**  
*Pr/kt*

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