## COURT-II IN THE APPELLATE TRIBUNAL FOR ELECTRICITY

(Appellate Jurisdiction)

IA NO. 1256 OF 2018 IN IA NOS. 1257 & 1258 OF 2018 IN APPEAL NO. 297 OF 2015

Dated: 10<sup>th</sup> September, 2018

Present: Hon'ble Mr. Justice N.K. Patil, Judicial Member

Hon'ble Mr. S.D. Dubey, Technical Member

In the matter of:

BSES Rajdhani Power Ltd. ... Appellant(s)

Vs.

Delhi Electricity Regulatory Commissioner ... Respondent(s)

Counsel for the Appellant (s) : Mr. Buddy A. Ranganadhan

Mr. Raghav Chadha Ms. Bhargavi Kannan Ms. Aishwarya Modi

Counsel for the Respondent(s) : Mr. Pradeep Misra

Mr. Manoj Kumar Sharma for R-1

## ORDER IA NO. 1256 OF 2018 (FOR URGENT LISTING)

We have heard the learned counsel, Mr. Buddy A. Ranganadhan, appearing for the Appellant on IA No. 1256 of 2018.

In the light of the reasons stated in the application by the learned counsel for the Appellant, IA, being IA No. 1256 of 2018 – for urgent listing, is allowed and disposed-of accordingly.

## IA NO. 1257 OF 2018 (FOR RECALLING OF A PART OF THE ORDER DATED 16.08.2018)

Learned counsel appearing for the Appellant submitted that, the instant application filed by the Appellant for recalling of a part of the Order dated 16.08.2018, may kindly be dismissed as having become infructuous.

Submission made by the learned counsel appearing for the Appellant, as stated above, is taken on record.

In the light of the submission made by the learned counsel appearing for the Appellant, the instant IA is dismissed as having become infructuous.

## IA NO. 1258 OF 2018 IN APPEAL NO. 297 OF 2015 (FOR MODIFICATION OF A PART OF THE ORDER DATED 16.08.2018)

Learned counsel, Mr. Buddy A. Ranganadhan, appearing for the Appellant submitted that, in the light of the statement made and for the reasons stated in the Application, the same may kindly be accepted on the ground that there is a typographical error at the time of seeking relief which inadvertently typed as "Ground No. 32" instead of "Ground No. 44". Therefore, he submitted that, the prayer sought in the application may kindly be allowed modifying the Order dated 16.08.2018 that it would be read as "Ground No. 44" instead of "Ground No. 32" in the interest of justice and equity.

Submission made by the learned counsel appearing for the Appellant, as stated above, is taken on record.

The Appellant has sought the following reliefs in the instant IA:

- (a) allow the present application;
- (b) pardon the inadvertent error on part of the Appellant's counsel and modify a portion of the order dated 16.08.2018 by correcting order No. 32 as Ground No. 44 as extracted in paragraph 7 of the present application, in so far as it pertains to IA No. 813 of 2018 (i.e. the Direction Application); and
- (c) such further and other reliefs as this Hon'ble Tribunal may deem fit and expedient.

After careful consideration of the submissions made by the learned counsel appearing for the Appellant and the statement made in the instant application, the IA is allowed modifying the Order dated 16.08.2018 that it would be read as "Ground No. 44" instead of "Ground No. 32".

With these clarifications, the instant IA is allowed and stands disposed of.

(S.D. Dubey)
Technical Member

(Justice N.K. Patil) Judicial Member