

**COURT-I**

**Before the Appellate Tribunal for Electricity  
(Appellate Jurisdiction)**

**IA-389, 390 & 391 of 2014 in  
DFR-2205 of 2014**

**Dated :13<sup>th</sup> November, 2014**

**Present: Hon'ble Mr. Justice M. Karpaga Vinayagam, Chairperson  
Hon'ble Mr. T. Munikrishnaiah, Technical Member**

**Open Access Users Association ... Appellant(s)**

**Versus**

**Haryana Electricity Regulatory Commission ... Respondent(s)  
& Ors.**

Counsel for the Appellant(s) : Mr. Buddy A. Ranganadhan  
Counsel for the Respondent(s) : Mr. Samir Malik for R.3

**ORDER**

**IA-389 of 2014**

*(Appl. for leave to file the Appeal)*

We have heard the learned counsel for the parties.

The Application is allowed.

**IA- 390 of 2014**

*(Appl. for waiver of court fee)*

It is submitted that two sets of court fee has already been paid. The Registry is insisting for the third set of court fee merely because another association has also been made a party in the Cause Title of the Order.

In view of the circumstances mentioned in the affidavit, the court fee in respect of third set is hereby waived.

Accordingly, the Application is allowed.

**.IA No. 391 of 2014**

*(Appl. for delay in filing)*

This is an Application to condone the delay of 47 days in filing the Appeal as against the main Order dated 29.05.2014.

It is submitted that the Order has not been communicated to the Applicant/Appellant and that the Applicant took the order copy from the Website of the State Commission and prepared the Appeal. Apart from that the State Commission has issued the Corrigendum on 24.07.2014 making extensive amendments to the tariff Order. So after going through all the issues referred to both in the Order as well as in the Corrigendum Order, they prepared the Appeal and filed the same before this Tribunal on 29.08.2014, that was how the delay was caused.

The learned counsel for the Respondent No. 3 seeks some time to file the reply. But in view of the reasons for the delay referred to in the affidavit and the Application, we deem it fit to condone the delay as the reasons given reflected sufficient cause. Accordingly, the delay is condoned and the Application is allowed.

The Registry is directed to number the Appeal and post for Admission on **14.11.2014.**

**(T. Munikrishnaiah)**  
**Technical Member**

**(Justice M. Karpaga Vinayagam)**  
**Chairpersons**