

**KERALA STATE ELECTRICITY REGULATORY COMMISSION**  
**THIRUVANANTHAPURAM**

**Present: Shri. Preman Dinaraj**  
**Adv. A. J. Wilson**

**OP. No. 57/2021**

In the matter of : Condonation of delay in filing Review petition of the Order dated 25.06.2021 approving Truing up of Accounts for the financial Year 2017-18.

Petitioner : M/s Kerala State Electricity Board Limited

**Order dated 05-11-2021**

1. The instant petition is filed by M/s. Kerala State Electricity Board Limited for condoning the delay in filing of the review petition against the Order dated 25.06.2021 in Petition OA No. 9/2020 approving Truing up of accounts of the petitioner for the financial year 2017-18.
2. As per Regulation 67 (1) of KSERC (Conduct of Business) Regulations, 2003, any person or party affected by a decision, direction or order of the Commission may, within forty five days from the date of making such decision, direction or order apply for review of the same and accordingly the petitioner has to file the review petition on or before 09.08.2021. However, the review petition was filed on 25.10.2021 with a delay of 77 days.
3. The petitioner has submitted that the Order was received on 01.07.2021 and the delay in filing the review was not due to any latches or negligence on part of the petitioner. The petitioner further submitted that there was some procedural delay in getting comments/remarks/additional details from various offices based on which the review petition is prepared. The petitioner also submitted that various urgent matters were to be attended to viz. Draft tariff Regulation for the five year control period from 2022-23 to 2026-27, queries on MPR petition, filing of rejoinder affidavit before the Hon. APTEL on appeal 31/2021 and 27 of 2021, etc and requested the Commission, in the interest of justice, to condone the delay in filing the review petition.

4. The Commission examined the matter and the reasons given by the licensee for the delay and is of the view that, considering the reasons submitted by the petitioner, the delay of 77 days in filing the review petition can be condoned.

#### **Orders of the Commission**

5. After considering the matter in detail, the Commission hereby condones the delay of 77 days in filing the review petition and admits the petition for further processing.

Sd/-

Adv. A.J. Wilson  
Member (Law)

Sd/-

Preman Dinaraj  
Chairman

Approved for issue

Secretary