

IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NOS. 5942-5943 OF 2021

SOUTHERN POWER DISTRIBUTION COMPANY OF  
ANDHRA PRADESH LIMITED

APPELLANT(S)

VERSUS

ANDHRA PRADESH ELECTRICITY REGULATORY  
COMMISSION & ANR.

RESPONDENT(S)

WITH

CIVIL APPEAL NOS.5961-5962 OF 2021

O R D E R

Heard learned counsel appearing for the appellant.

The impugned order has been passed in an appeal preferred by the present appellant before the Appellate Tribunal for Electricity. The impugned order reads thus:

"This matter has been taken up by video conference mode on account of pandemic conditions, it being not advisable to hold physical hearing.

IA NO. 1423 OF 2021  
[For Urgent Listing]

This appeal has been listed before us for urgent hearing in the context of ongoing enforcement proceedings before the State Commission in respect of the order which is subject matter of challenge in this appeal pending before us. The service and pleadings in the main appeal are yet to be completed and the matter is presently pending before the Registrar for such purposes.

After some hearing, the learned counsel for the applicant/appellant submitted that the interest of the applicant/appellant would stand served if we were to clarify that payment, if any, made in terms of the impugned order to the contesting respondent would be subject to the outcome of this appeal. We order accordingly.

With these observations the application (IA no. 1423 of 2021) stands disposed of."

(underlines supplied)

Hence, it is obvious that I.A. for interim relief moved by the appellant was disposed of in terms of the statement made by the learned counsel appearing for the appellant. Apart from the fact that no substantial question of law arises, we fail to see how the appellant can be aggrieved by an order passed by the Appellate Tribunal which was invited by the appellant.

Hence, the Appeals are dismissed.

Pending applications stand disposed of.

.....J.  
(ABHAY S.OKA)

.....J.  
(PANKAJ MITHAL)

NEW DELHI;  
August 29, 2023.

**S U P R E M E C O U R T O F I N D I A**  
**RECORD OF PROCEEDINGS**

Civil Appeal No(s). 5942-5943/2021

**SOUTHERN POWER DISTRIBUTION COMPANY OF  
ANDHRA PRADESH LIMITED**

**Appellant(s)**

**VERSUS**

**ANDHRA PRADESH ELECTRICITY REGULATORY  
COMMISSION & ANR.**

**Respondent(s)**

**(IA No. 122849/2021 - EXEMPTION FROM FILING C/C OF THE IMPUGNED  
JUDGMENT, IA No. 122850/2021 - PERMISSION TO FILE ADDITIONAL  
DOCUMENTS/FACTS/ANNEXURES AND IA No. 122848/2021 - STAY  
APPLICATION)**

**WITH**

**C.A. No. 5961-5962/2021**

**(IA No. 123252/2021 - EXEMPTION FROM FILING C/C OF THE IMPUGNED  
JUDGMENT, IA No. 123253/2021 - PERMISSION TO FILE ADDITIONAL  
DOCUMENTS/FACTS/ANNEXURES AND IA No. 123250/2021 - STAY  
APPLICATION)**

**Date : 29-08-2023 These matters were called on for hearing today.**

**CORAM :**

**HON'BLE MR. JUSTICE ABHAY S. OKA  
HON'BLE MR. JUSTICE PANKAJ MITHAL**

**For Appellant(s)**      **Ms. Rajeswari Mukherjee, Adv.  
Ms. Niti Richhariya, Adv.  
Mr. Meeran Maqbool, Adv.  
Mr. Mahfooz Ahsan Nazki, AOR**

**For Respondent(s)**      **Mr. Aayush, Adv.  
Mr. Rajat Srivastava, Adv.  
Ms. Zeba Zoariah, Adv.  
Mr. Sridhar Potaraju, AOR**

**Mr. Anand K. Ganesan, Adv.  
Mr. Nikunj Dayal, AOR  
Ms. Aishwarya Subramani, Adv.  
Mr. Pramod Dayal, Adv.  
Ms. Harsha Rao, Adv.**

**UPON hearing the counsel the Court made the following  
O R D E R**

**The Civil Appeals are dismissed in terms of the signed order.**

**Pending applications stand disposed of accordingly.**

**(ASHISH KONDLE)  
COURT MASTER (SH)**

**(AVGV RAMU)  
COURT MASTER (NSH)**