

**KERALA STATE ELECTRICITY REGULATORY
COMMISSION**

THIRUVANANTHAPURAM

Petition No: OP 04 / 2022

Present : **Shri. Preman Dinaraj, Chairman**
: **Adv. A. J. Wilson, Member (Law)**

In the matter of : Petition for condonation of delay in filing the review petition against the Order of the Commission dated 03.12.2019 in OA 26/2019

Petitioner : M/s Paramun Engineering Corporation, Angamaly

Order Dated 09.02.2022

1. M/s Paramun Engineering Corporation, Angamaly, hereinafter referred to as a the petitioner had filed a petition in compliance of the directions of the Hon'ble High Court of Kerala in the Judgment in *WP (C) No.39396/2015* with regard to the demand charges on the fixed charge portion enhancing the fixed charges without change of total connected load. Commission had considered the matter and had issued the Order dated 03.12.2019 in OA. 26/2019. The Petitioner has now filed a review petition against the said Order in OA 26/2019.
2. As per Regulation 67(1) of the 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 the review of the same.
3. Hon'ble Supreme Court of India vide Judgment dated 23.09.2021 with regard to cognizance for extension of limitation had viewed that the period from 15.03.2020 to 02.10.2021 shall stand excluded. Accordingly, after duly considering the Judgment of the Hon'ble Supreme Court, the said review petition is filed with a delay of 214 days. The petitioner has also filed a petition for condoning the delay in filing the review petition along with prescribed fees.
4. The petitioner has stated that the delay in filing the review petition was on account of the ongoing COVID 19 pandemic and the lock down. The petitioner has also

stated that the industry was shut down. The petitioner has requested the Commission to kindly condone the delay in filing the said review petition.

5. The Commission has examined the matter and the reason stated by the licensee for the delay of 214 days in filing the review petition was due to the ongoing COVID 19 pandemic, is of the view that the delay can be condoned.

Order of the Commission

6. After considering the matter in detail, the Commission hereby condones the delay of 214 days in the filing the review petition and admits the review petition for further processing.

Sd/-

Adv. A. J. Wilson

Member (Law)

Sd/-

Preman Dinaraj

Chairman

By Order of the Commission

Sd/-

C.R.Satheesh Chandran

Secretary