

The HPSEBL Versus M/s Swadeshi Distributors LLP

Filing No. 347 of 2025

13.10.2025

Present: Sh. Kamlesh Saklani, Authorised Representative for
the Joint Petitioner No. 1.

Ms. Sneh Bhimta, Ld. Counsel for the Respondent.

DAILY ORDER

Heard on application for condonation of delay.

A Review Petition has been filed by the Petitioner seeking review of order dated 26.12.2024 passed by the Commission in Petition No. 36 of 2024. An application for condonation of delay has been filed that the Review Petition could not be filed within the stipulated period for want of response from the Commission to the letter dated 03.01.2025, internal consultations and procedural approvals. It is averred that the delay is neither deliberate nor intentional. The application is duly supported by an affidavit.

The application has been contested by the Respondent.

In reply, the contents of the application have been denied that no acceptable and cogent reasons have been mentioned in the application explaining the delay and that the Applicant has also failed to substantiate sufficient cause for delay of about 5 months in filing the Review Petition. As such, the delay is not required to be condoned. The reply too is supported by an affidavit.

We have heard Sh. Kamlesh Saklani, Authorised Representative for the Petitioner and Ms. Sneh Bhimta, Ld. Counsel for the Respondent and have pursued the record carefully. It is mentioned in the application that a letter dated 03.01.2025 was addressed to the Commission and a significant

time was consumed in getting procedural approvals and internal consultations and, therefore, the delay has occurred in filing the Review Petition. It is not disputed in the reply that the Petitioner had not addressed a letter dated 03.01.2025 to the Commission in respect of the controversy in the matter. A delay of about 6 months has occurred in filing the Review Petition but keeping in view the explanation furnished by the Petitioner that it had diligently waited for the response of letter dated 03.01.2025, the delay appears to be genuine. In view of the aforesaid, we are of the considered opinion that there are merits in the application which is accordingly allowed subject to costs of Rs. 2500/-. The delay of about 6 months is ordered to be condoned. The Application disposed off and be tagged to the Review Petition for record.

The Review Petition be registered. Let reply to the Review Petition be filed within 2 weeks with advance copy to the opposite party.

List on 18.11.2025 at 11:00 A.M for consideration.

sd/-

(Shashi Kant Joshi)
Member

sd/-

(Yashwant Singh Chogal)
Member (Law)-cum-Chairman