

**BEFORE THE HARYANA ELECTRICITY REGULATORY COMMISSION AT  
PANCHKULA  
Case No. HERC/ RA-02 of 2026 in  
P. No. 23 of 2023  
IA-13 of 2026**

**Date of Hearing : 19/05/2026**

**Date of Order : 26/05/2026**

**IN THE MATTER OF:**

**Application under Section 94(1)(f) of the Electricity Act, 2003 read with Regulations 57, 65 to 70 of the HERC (Conduct of Business) Regulations, 2019 seeking review, modification of the Order dated 27.03.2026 passed by the Hon'ble Commission in HERC/petition no. 84 of 2025.**

**IA 13 of 2026**

**Interlocutory Application For Exemption of Court Fee under HERC (Fee) Regulations, 2005 as Amended and HERC (Conduct of Business) Regulations, 2019.**

**Petitioner**

Realtech Infrastructure Ltd., Anangpur Village, Sector 37, Faridabad.

VERSUS

**Respondent(s)**

Dakshin Haryana Bijli Vitran Nigam through its officers

1. The Chief Engineer / Commercial, Vidyut Sadana, Vidyut Nagar, Hisar
2. The Chief Engineer / Operation, DHBVN Delhi Zone, HETRI IDC, Sector-16, Gurgaon
3. The Superintending Engineer / Operation Circle, DHBVN Complex, Sector-23 Faridabad.
4. Executive Engineer / Operation, Old Faridabad Division, DHBVN, BSNL Building, Sector-15, Faridabad
5. Sub Divisional Officer / Operation, Mathura Road Sub-Division, DHBVN, Mathura Road, 220 kV S/Stn. Palla, Faridabad

**Present**

**On behalf of the Petitioner**

Sh. Sanjeev Chopra, Representative

**On behalf of the Respondent**

1. Sh. Raghujeet Singh Madan, Advocate
2. Ms. Aerika Singh, Advocate
3. Sh. Lovepreet Singh, Advocate
4. Sh. Naresh Kumar, SDO, DHBVN

**QUORUM**

**Shri Nand Lal Sharma, Chairman  
Shri Mukesh Garg, Member  
Shri Shiv Kumar, Member**

### **INTERIM ORDER**

1. The case was heard on 19/05/2026, as scheduled, in the court room of the Commission.
2. At the outset, Sh. Raghujeet Singh Madan counsel for the respondents submitted that the present review petition is not maintainable in the absence of payment of the prescribed review filing fee / court fee and that the petitioner through IA No. 13 of 2026, has sought exemption from payment thereof while simultaneously seeking review of the Commission's final order. It was further submitted that the respondents would file their reply only after adjudication upon the issue of maintainability arising out of the said IA.
3. Sh. Sanjeev Chopra, counsel for the Petitioner, reiterated the averments contained in the IA and prayed for waiver of the requisite court/filing fee for review. He further submitted that the arguing counsel is unwell and sought a short adjournment.
4. The Commission observes that at this stage only IA-13 of 2026 seeking exemption from payment of prescribed court fee / review filing fee is under consideration, as maintainability of the review petition is contingent upon compliance of the statutory filing requirement. During the course of hearing, the petitioner contended that court fee had already been paid in the main petition and therefore separate payment for the present review petition may be exempted. However, the Commission notes that a review petition constitutes an independent proceeding seeking reconsideration of a final order and is required to comply with the prescribed procedural and statutory requirements, including payment of the requisite court fee/filing fee.
5. The Commission further observes that grant of exemption in such matters, in absence of any sufficient or exceptional grounds, may result in similar claims being raised in all review petitions, thereby defeating the prescribed regulatory and procedural framework governing review jurisdiction.
6. The Commission also takes note of the settled principle embodied under order XLVII Rule 1 read with section 114 of the CPC, 1908, that a review

proceeding is maintainable only upon fulfilment of the conditions prescribed thereunder.

Accordingly, upon consideration of the submissions made, the Commission is not inclined to grant exemption from payment of the prescribed review filing fee.

7. Hence, the IA-13 of 2026 stands disposed of with directions to review petitioner to deposit the requisite court fee / review filing fee within one week under intimation to the respondents, failing which the review petition shall be treated as non-maintainable. Upon such compliance, the respondent shall file their reply to the review petition within two weeks thereafter.
8. The matter to come up next on 09/07/2026.

This order is signed, dated and issued by the Haryana Electricity Regulatory Commission on 26/05/2026.

<b>Date:</b> 26/05/2026	Sd/- <b>(Shiv Kumar)</b>	Sd/- <b>(Mukesh Garg)</b>	Sd/- <b>(Nand Lal Sharma)</b>
<b>Place:</b> Panchkula	<b>Member</b>	<b>Member</b>	<b>Chairman</b>