

No./N/139/140/141/142/143 /2019,

**BEFORE THE KARNATAKA ELECTRICITY REGULATORY COMMISSION,**  
**No.16, C-1, Millers Tank Bed Area, Vasanth Nagar, Bengaluru-560 052.**

**Dated: 31.12.2020**

**Present**

Shri Shambhu Dayal Meena : Chairman  
Shri H.M. Manjunatha : Member  
Shri M.D. Ravi : Member

**1. OP No.48/2019**

**BETWEEN:**

Messrs Fortum Solar India Private Limited,  
1A, Vandana Buliding  
11, Tolstoy Marg,  
Adani House, Nr. Mithkhali Six Roads,  
New Delhi-110 001.

.... PETITIONER

[Petitioner represented by M/s HAS Advocates]

[Represented by Sri G.S. Kannur, Senior Advocate for M/s HAS Advocates]

**AND:**

Bangalore Electricity Supply Company Limited,  
Office at K.R. Circle,  
Bengaluru-560 001.

.... RESPONDENT

[Respondent represented by M/s Just Law Advocates]

**2. OP No.49/2019**

**BETWEEN:**

Messrs Fortum Solar India Private Limited,  
1A, Vandana Building,  
11, Tolstoy Marg,  
New Delhi-110 001.

... PETITIONER

[Petitioner represented by M/s HAS Advocates]

[Represented by Sri G.S. Kannur, Senior Advocate for HAS Advocates]

Amendment Carried out as per  
order dt: 31.12.2020.

*(Handwritten signatures and initials)*

**AND:**

Hubli Electricity Supply Company Limited,  
P.B. Road, Navangar,  
Hubballi .

.... RESPONDENT

[Respondent represented by Sri Shahbaaz Hussain, Advocate]

**3. OP No.50/2019****BETWEEN:**

Messrs Fortum Solar India Private Limited,  
1A, Vandana Buliding,  
11, Tolstoy Marg,  
New Delhi-110 001.

.... PETITIONER

[Petitioner represented by M/s HAS Advocates]

*[Represented by Sri G.S. Kannur, Senior Advocate for M/s HSA Advocates]*

**AND:**

Chamundeshwari Electricity Supply Company Limited,  
No.29, Vijayanagara, 2<sup>nd</sup> Stage,  
Mysore-570 017.

*Amendment- Carried out- as per order dt 31.12.2020*

*ceel/gm*

*SPM*

*SPM*

.... RESPONDENT

[Respondent represented by M/s Just Law Advocates]

**4. OP No.51/2019****BETWEEN:**

Messrs Fortum Solar India Private Limited,  
1A, Vandana Buliding,  
11, Tolstoy Marg,  
New Delhi-110 001.

.... PETITIONER

[Respondent represented by M/s HAS Advocates]

*[Represented by Sri. G.S. Kannur, Senior Advocate for M/s HSA Advocates]*

**AND:**

Bangalore Electricity Supply Company Limited,  
Office at K.R. Circle,  
Bengaluru-560 001.

*Amendment- Carried out- as per order dt 31.12.2020*

*ceel/gm*

*SPM*

*SPM*

.... RESPONDENT

[Respondent represented by M/s Just Law, Advocates]

*ceel/gm*

**5. OP No.52/2019****BETWEEN:**

Messrs Fortum Solar India Private Limited,  
1A, Vandana Building,  
11, Tolstoy Marg,  
New Delhi-110001.

.... PETITIONER

[Respondent represented by M/s HAS Advocates]

[Represented by Sri .G.S.kannur, Senior Advocate for M/s HSA Advocates]  
AND: *Amendment Carried out as per order dt 31.12.202*

Mangalore Electricity Supply Company Limited,  
MESCOM Bhavana,  
Kavoor Cross Road,  
Bejai, Mangalore-575 004.

*clear* *SD*

.... RESPONDENT

[Respondent represented by Sri Shahbaaz Hussain Advocate]

**COMMON ORDERS**

1. These Petitions involve common questions of facts and law, therefore, we clubbed all these cases, heard together and proposed to pass the common order. In all the petitions the relief prayed for are similar.
2. These Petitions are filed under Section 86(1)(f) and other provisions of the Electricity Act, 2003 by the Petitioners praying for the following reliefs;
  - a) To declare, acknowledge and hold that the imposition of Safeguard Duty on the import of Solar Modules pursuant to the SGD Notification issued by the Department of Revenue, Ministry of Finance, amounts to a Change in Law Event as per the PPAs dated 24.07.2018; 25.07.2018 and 27.07.2018 with effect from 30.07.2018;
  - b) To determine the appropriate and proportionate increase in tariff due to imposition of Safeguard Duty and, accordingly, amend the tariff specified in the PPAs dated 24.07.2018; 25.07.2018 and 27.07.2018.

*clear*

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M/s HSA Advocates]

\* Amended as per order dated 31.12.2020.

**AND:**

Bangalore Electricity Supply Company Limited,  
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**.... RESPONDENT**

[Represented by M/s Just Law Advocates]

**2. OP No.49/2019**

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