

**BEFORE THE GUJARAT ELECTRICITY REGULATORY COMMISSION
GANDHINAGAR**

Petition No. 1828 of 2019.

In the Matter of:

Petition under Section 129 of the Electricity Act, 2003 read with Regulation 62 of the GERC (Conduct of Business) Regulations, 2004 and read with Section 17, 18 and 20 of the GERC (Net Metering Rooftop Solar PV Grid Interactive Systems) Regulations, 2016 for seeking order through appropriate directions for securing compliance by the licensees of the state which has contravened certain provisions contained in GERC, Notification No. 5/2016, Regulations for Net Metering Rooftop Solar PV Grid Interactive Systems ('Regulation' for short), issued by the Commission in exercise of the powers under the Act.

Petitioner	:	Shri Kirtikumar N Shah
Represented by	:	Nobody was present.
V/s.		
Respondent No. 1	:	Dakshin Gujarat Vij Company Limited
Represented By	:	Shri P. M. Patel
Respondent No. 2	:	Madhya Gujarat Vij Company Limited
Represented By	:	Shri J. R. Shah
Respondent No. 3	:	Paschim Gujarat Vij Company Limited
Represented By	:	Nobody was present.
Respondent No. 4	:	Uttar Gujarat Vij Company Limited
Represented By	:	Shri K. B. Chaudhari
Respondent No. 5	:	Torrent Power Limited, Ahmedabad
Represented By	:	Shri Jignesh Langalia and Ms. Luna Pal
Respondent No. 6	:	Torrent Power Limited, Surat
Represented By	:	Shri Jignesh Langalia and Ms. Luna Pal
Respondent No. 7	:	Gujarat Energy Development Agency
Represented By	:	Nobody was present.
Respondent No. 8	:	Gujarat Urja Vikas Nigam Limited

Represented By : Shri Hetal Patel

CORAM:

Mehul M. Gandhi, Member

S. R. Pandey, Member

Date: 21/09/2021.

DAILY ORDER

1. The matter was kept for hearing on 16.09.2021.
2. When the matter was called out, nobody was present on behalf of the Petitioner and Respondents PGVCL and GEDA.
3. However, the office of the Commission received an email dated 15.09.2021 from the Petitioner Shri Kirtikumar Shah, stating that he is not feeling good due to health issues and will not remain present during hearing scheduled today with request to take on record his submissions attached with email in the matter.
4. Shri Hetal Patel, on behalf of the Respondent GUVNL, submitted that GUVNL has already filed their reply in the matter and have also received the email dated 15.09.2021 of the Petitioner alongwith attached additional submissions wherein it is clearly stated by the Petitioner that majority of issues are resolved by concerned distribution licensees except issue regarding APPC with Respondent Torrent Power Ltd. and accordingly there is nothing pending against the Respondent GUVNL and its subsidiary distribution companies as detailed therein that grievance of the Petitioner on all issues are resolved by concerned DISCOMs other than Torrent Power Ltd.
5. Shri Jignesh Langalia, on behalf of the Respondent Torrent Power Limited submitted that email dated 15.09.2021 alongwith attached oral submissions of the Petitioner is received yesterday on 15.09.2021 for which Respondent TPL will file its submissions within a weeks' time. It is argued that the Commission has determined the APPC rate vide its Order in Petition No. 1557 of 2016 and despite

the prayers of the Petitioner being satisfied, the Petitioner by way of present Petition is challenging the aforesaid Order of the Commission, which is not permissible. Accordingly, the Commission may allow weeks' time to Respondent TPL to file their submissions in the matter.

6. We have considered the submissions made by the parties. We note that the Petitioner vide email dated 15.09.2021 while conveying inability to remain present for today's proceedings on account of health issues has requested the Commission to take on record oral submissions attached with aforesaid email in the matter. We also note that the Respondent TPL in order to reply/respond to oral submissions dated 15.09.2021 of the Petitioner wants to file written submissions within weeks' time. Let the same be filed within a weeks' time from the date of this Order, with a copy to the Petitioner.
7. We also note that GUVNL and TPL have filed their respective replies in the matter but other Respondents have not filed any reply. Also, the Petitioner has not filed any rejoinder reply in the matter. Accordingly, other Respondents are at liberty to file their reply, if any, with copy to the Petitioner. Thereafter, the Petitioner is also at liberty to file rejoinder-reply, if any, with a copy to the Respondents.
8. The next date of hearing is on 24.09.2021 at 11:30 A.M.
9. We order accordingly.

Sd/-
[S. R. Pandey]
Member

Sd/-
[Mehul M. Gandhi]
Member

Place: Gandhinagar.
Date: 21/09/2021.