

**BEFORE THE GUJARAT ELECTRICITY REGULATORY COMMISSION
GANDHINAGAR**

Petition No. 1940 of 2021.

In the matter of:

Petition under Section 86 (1) (b), (e) & (f) of the Electricity Act, 2003 read with Article 9 of the Power Purchase Agreement dated 26.08.2019 filed by the Petitioner seeking declaration from the Commission that the imposition of safeguard duty for the period of 30.07.2020 to 29.07.2021 on the import of solar cells vide Notification No. 02/2020- Customs (SG) dated 29.07.2020 of the Ministry of Finance as an event of 'Change in Law'.

Petitioner : Tata Power Renewable Energy Limited
Represented by : Learned Advocates Shri Anand Srivastava and
Ms. Anuja Jain

V/s.

Respondent : Gujarat Urja Vikas Nigam Limited
Represented by : Shri Parthik Joshi

CORAM:

**Mehul M. Gandhi, Member
S. R. Pandey, Member**

Date: 24/09/2021

DAILY ORDER

1. The matter was listed for hearing on 23.09.2021.
2. Ld. Advocate Shri Anand Srivastava, on behalf of the Petitioner submitted that reply of the Respondent filed in present matter is received by the Petitioner just yesterday i.e. on 22.09.2021 wherein certain clarifications are sought to which the Petitioner needs to clarify the same by way of filing rejoinder reply in the matter for which the Commission may accommodate by adjourning the matter on any short date, while granting a weeks' time to the Petitioner for filing rejoinder in the matter.

- 2.1. It is further submitted that pursuant to directives of the Commission vide Daily Order dated 03.09.2021, the Petitioner has filed an IA seeking amendment of the Petition with amended prayer clause in the present matter, which may be taken up for hearing on next date.
3. Shri Parthik Joshi, on behalf of the Respondent, submitted that the Respondent has filed reply wherein certain details/documents have been sought, which the Petitioner may be directed to provide.
- 3.1. In response to the query of the Commission as to whether the Respondent GUVNL has objection to the amendment application of the Petitioner, Shri Parthik Joshi submitted that the Respondent has filed reply to the Petition as well as amendments sought by the Petitioner wherein certain parts in the matter are not admitted by the Respondent.
4. We have noted the submissions of the parties. We note that the Petitioner has filed IA on 21.09.2021 in pursuance of directives of the Commission in Daily Order dated 03.09.2021 for amendment of Petition No. 1940 of 2021, which is pending for Registration and Numbering. Let the same be registered and numbered. We also note the statement of the counsel of the Petitioner that copy of reply filed by Respondent GUVNL is received yesterday i.e. on 22.09.2021 wherein the Respondent has sought certain clarifications from the Petitioner to which the Petitioner needs to file rejoinder reply in the matter and sought accommodation by adjourning matter on any short date for the same in the matter. Hence, we direct the Petitioner to file rejoinder reply, if any, within week' time with a copy to the Respondent from the date of this Order. The Respondent is at liberty to file reply in IA filed by the Petitioners
5. At the request of the parties, the matter is listed for hearing on 13.10.2021 at 11:30 A.M.
6. We order accordingly.

Sd/-
[S. R. Pandey]
Member

Sd/-
[Mehul M. Gandhi]
Member

Place: Gandhinagar.
Date: 24/09/2021.