

**BEFORE THE GUJARAT ELECTRICITY REGULATORY COMMISSION
GANDHINAGAR**

Review Petition No. 1704/2018.

In the Matter of:

Petition under Section 94 of the Electricity Act, 2003 read with Order 47, Rule 1 of Code of Civil Procedure, 1908 and Regulation 72 of the GERC (Conduct of Business) Regulations, 2004, for review of the Commission's order dated 23.10.2017 in Petition No. 1654 of 2017 - to decide the extension of applicability of Generic Tariff Order No. 04 of 2016 dated 10.11.2016.

Petitioner : Laghu Udyog Bharti-Gujarat
Represented By : Nobody was present.
Co-Petitioner : Utility Users' Welfare Association
Represented By : Nobody was present.

V/s.

Respondent No. 1 : Energy & Petrochemical Dept., GoG.

Represented by : Nobody was present.

Respondent No. 2 : Gujarat Urja Vikas Nigam Limited

Represented by : Ms. Girija Dave

Respondent No. 3 : Dakshin Gujarat Vij Company Limited

Represented by : Mr. B.K.Patel

Respondent No. 4 : Madhya Gujarat Vij Company Limited

Represented by : Nobody was present.

Respondent No. 5 : Paschim Gujarat Vij Company Limited

Represented by : Nobody was present.

Respondent No. 6 : Uttar Gujarat Vij Company Limited

Represented by : Mr. K.B.Chaudhari

Respondent No. 7 : Torrent Power Limited (Ahmedabad)

Represented by : Nobody was present.

Respondent No. 8 : Torrent Power Limited (Surat)

Represented by : Nobody was present.

Respondent No. 9 : Torrent Power Limited Dahej

Represented by : Nobody was present

Respondent No. 10 : MPSEZ Utilities Private Limited

Represented by : Nobody was present

Respondent No. 11 : Kandla Port Trust

Represented by : Nobody was present.

Respondent No. 12 : Aspen Infrastructure Limited

Represented by : Nobody was present.

Respondent No. 13 : GIFT Power Company Limited

Represented by : Nobody was present.

Respondent No. 14 : Jubilant Infrastructure Limited

Represented by : Nobody was present.

Respondent No. 15 : Gujarat Energy Development Agency

Represented by : Nobody was present.

Respondent No. 16 : Jindal Urban Waste Management (Ahmedabad) Limited

Represented by : Mr. Ashok Gupta.

Respondent No. 17 : Abellon Clean Energy Limited

Represented by : Mr. Saunak Rajguru and Mr. Krutarth Ozha

Respondent No. 18 : Dynagreen Environmental Protection Group Co. Limited

Represented by : Nobody was present.

Respondent No. 19 : RGE Surat Private Limited

Represented by : Nobody was present.

Respondent No. 20 : Essel Utilities Distribution Company Limited

Represented by : Nobody was present.

Respondent No. 21 : Smart Utilities Private Limited

Represented by : Nobody was present.

Respondent No. 22 : Rochem Green Energy Private Ltd.

Represented by : Nobody was present.

Respondent No. 23 : Rajkot Municipal Corporation

Represented by : Nobody was present.

Respondent No. 24 : Gandhinagar Municipal Corporation

Represented by : Nobody was present.

Respondent No. 25 : Bhavnagar Municipal Corporation

Represented by : Nobody was present.

Respondent No. 26 : Surat Municipal Corporation

Represented by : Nobody was present.

Respondent No. 27 : Ahmedabad Municipal Corporation
Represented by : Nobody was present.
Respondent No. 28 : Jamnagar Municipal Corporation
Represented by : Nobody was present.
Respondent No. 29 : Vadodara Municipal Corporation
Represented by : Nobody was present.
Respondent No. 30 : Junagadh Municipal Corporation
Represented by : Nobody was present.
Respondent No. 31 : Urban Development & Urban Housing Dept.
Represented by : Nobody was present.

Coram:

Anil Mukim, Chairman

Mehul M. Gandhi, Member

Date: 05.05.2023

ORDER

1. The present Review Petition is filed by the Petitioner Laghu Udhdyog Bharti – Gujarat (LUB) and the Co-Petitioner Utility Users’ Welfare Association (UUWA) seeking relief to review the Order dated 23.10.2017 passed by the Commission in the Suo Motu Petition No. 1654 of 2017, to extend the Control Period of tariff determined in Order No. 04 of 2016 dated 10.11.2016 for Waste to Energy Projects.
2. The Commission has determined the generic tariff for the Waste to Energy projects through Order No. 04 of 2016 dated 10.11.2016 and control period for applicability of said generic tariff is decided from the date of Order i.e. 10.11.2016 to 31.03.2019.

3. Subsequently, the Commission extended the said control period from 31.03.2019 to 31.03.2021 through Suo Motu proceedings in the Petition No. 1654 of 2017.
4. While dealing with the admissibility and maintainability of this Review Petition, the Commission has directed the Petitioners to join other 31 stakeholders, who have participated in the proceedings of Petition No. 1754 of 2017 as party respondents in the present Review Petition through Commission's Daily Order dated 18.09.2018.
5. The present Review Petition was listed for hearing on 15.10.2019, 08.07.2021 and 20.09.2022.
6. It is noted that during the last hearing dated 20.09.2022, nobody was present on behalf of the Petitioners. However, the representatives for the Respondents No. 2, 3, 6, 16 & 17 were present. Further the Commission has mentioned in the Daily Order dated 21.09.2022 that-

"4. We note that Petitioners or any representative on their behalf were not present during the hearing nor had conveyed about their non-availability in spite of notices which had duly been served to them. It seems they have not shown any interest for further proceedings.
5. We decide to provide opportunity to all the parties to file written submission within period of two weeks of this order. The matter is reserved for appropriate Order."
7. It is also noted that there is no any communication in the Review matter from the Petitioners. It seems that the Petitioners are now not interested in pursuing the present Review Petition further and hence we decide to dismiss the present Review Petition.
8. We order accordingly.

-Sd-
[Mehul M. Gandhi]
Member

-Sd-
[Anil Mukim]
Chairman

Place: Gandhinagar
Date: 05.05.2023