

days after which GUVNL may terminate this Agreement or give a chance to the Power Producer to complete the construction to get to the Commercial Operation.

(viii) Under the PPA, the "Crushing Season" has been defined as the period during each year in which the Power Producer is processing sugarcane and producing Bagasse which typically starts around 15th October and ends by 15th April each year. However, if there is any variation in the same, the Power Producer shall inform GUVNL through written communication at-least 10 days prior to commencement of Crushing Season.

14) The Petitioner would like to mention that the PPA signed with the developer is subject to approval of the Hon'ble Commission. It is specifically mentioned in the recitals of the PPA that *"the parties hereby agree that GUVNL shall approach the Hon'ble Gujarat Electricity Regulatory Commission for approval of this Power Purchase Agreement under Section 86 of the Electricity Act 2003 and that all terms & conditions of this Power Purchase Agreement shall be subject to aforesaid approval of the Hon'ble Commission and shall also be subject to all other terms & conditions that may be stipulated by the Hon'ble Commission in pursuance of the approval."*

15) In the above backdrop, the Petitioner has filed the present petition for the approval of Power Purchase Agreement appended herewith as Annexure A, for Procurement of Power by the Distribution Licensees and Others from Bagasse based Co-generation Project of Shree Kedareshver Khandsari Udyog Pvt. Ltd.

16) **PRAYER:**

The Petitioner mostrespectfully prays that this Hon'ble Commission maybe pleased to:

- a) To admit the present Petition;
- b) To approve the Power Purchase Agreement appended herewith as Annexure A, for Procurement of Power by the Distribution Licensees and Others from Shree Kedareshver Khandsari Udyog Pvt. Ltd. from their Bagasse based Co-generation Project.
- c) To condone any inadvertent omissions/errors/shortcomings and permit the petitioner to make addition/change/modification/alter this filing and make further submissions as may be required at a future date;
- d) To crave relief for filing any further submissions;

- e) Pass any other Order as the Hon'ble Commission may deem fit and appropriate under the circumstances of the case, to avoid further delay and in the interest of justice.

PLACE: VADODARA

DATE: 17.01.2023



**GUJARAT URJA VIKAS NIGAM LIMITED
PETITIONER**



DECLARATION

Declaration that the subject matter of the petition has not been raised by the petitioner before any other competent forum, and that no other competent forum is currently seized of the matter or has passed any orders in relation thereto.

PLACE: VADODARA

DATED: 19.01.2023



**GUJARAT URJA VIKAS NIGAM LIMITED
PETITIONER**



**BEFORE THE GUJARAT ELECTRICITY REGULATORY
COMMISSION GANDHINAGAR**

FILING NO:

CASE NO:

IN THE MATTER OF

Approval of Power Purchase Agreement for procurement of power from Bagasse Based co-generation project under Order No.03 of 2022 dated 27.06.2022 issued by Hon'ble GERC for Determination of Tariff for Procurement of Power by the Distribution Licensees and Others from Biomass based Power Projects and Bagasse based Co-generation Projects for Control Period from FY 2020-21 to FY 2022-23 in the State of Gujarat.

PETITIONER

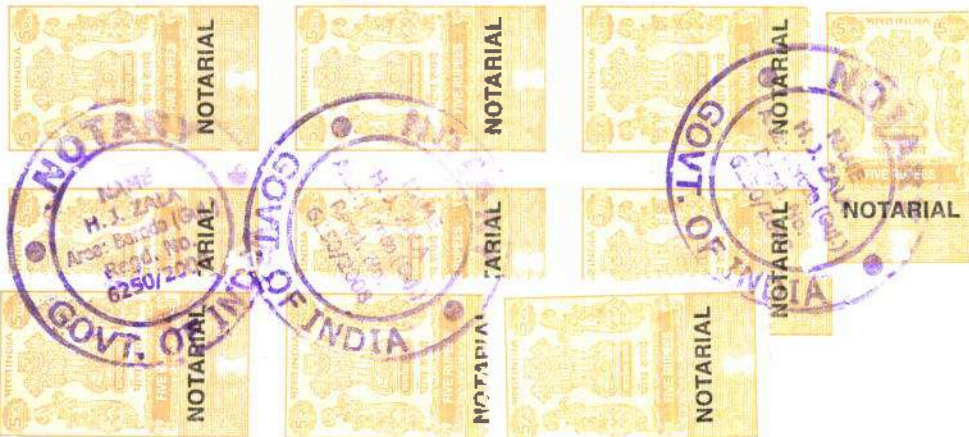
Gujarat Urja Vikas Nigam Limited
Sardar Patel Vidyut Bhavan,
Race Course,
Vadodara - 390 007

AFFIDAVIT

Regd. No.: 1202
Date : 19/10/2023

I, Amit kumar H. Chavda, son of Hargovindbhai Chavda aged about 41 years residing at Vadodara do solemnly affirm and say as follows:

1. I am Deputy Engineer working in Gujarat Urja Vikas Nigam Limited and am well conversant with the facts of the case and able to swear to the present Affidavit.
2. I, on behalf of the Petitioner, Gujarat Urja Vikas Nigam Limited have gone through the contents of the accompanying Petition and say that the contents stated therein are based on the records of Petitioner maintained in normal course of business and believed by me to be true.




DEPONENT
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VERIFICATION:

I, the Petitioner above named do hereby verify that the contents of my above Affidavit are true to my knowledge, no part of it is false and nothing material has been concealed there from.

Identified before me.




DEPONENT



PLACE: VADODARA

DATE: 19/01/2023

My Commission Expires on 04/07/2023



Solemnly Affirmed/Declared
Sworn Before me by *A.H. Chaudhary*
HJZala
H. J. ZALA
NOTARY (Govt. of India)