

**BEFORE THE GUJART ELECTRICITY REGULATORY COMMISSION
GANDHINAGAR**

Petition No. 2458 of 2025

In the matter of:

Petition under Section 86 of the Electricity Act, 2003 read with Order No. 01 of 2024 dated 22.02.2024 'Tariff Framework for Procurement of Power by Distribution Licensees and Others from Wind-Solar Hybrid Projects including Storage, if any, and other Commercial Issues for the State of Gujarat' passed by the Commission, seeking extension of the Scheduled Date of Commissioning (SCOD) of infrastructure being developed by the Petitioner for evacuation of power from its 70 MW Hybrid Power Plant located at Village Dwarka, Gujarat to the Respondent's/ GETCO's 220/ 66 kV Bhatiya Sub-Station, on account of occurrences and circumstances beyond the reasonable control of the Petitioner being Force Majeure events.

Petitioner : Shivman Wind Energy Private Limited

Represented by : Ld. Adv. Mr. Mridul Chakravarty, Mr. Harshit Singh and Mr. Krishal Patel

V/s.

Respondent No. 1 : Gujarat Energy Transmission Corporation Limited

Represented by : Ld. Adv. Ms. Ranjitha Ramachandran alongwith Mr. Shobhraj Jayswal

Respondent No. 2 : Gujarat Energy Development Agency

Represented by : Mr. Anil Patel

CORAM:

Mehul M. Gandhi, Member

S. R. Pandey, Member

Date: 03/04/2025.

Daily Order

1. The matter was listed for hearing on 19.03.2025.
2. Ld. Adv. Mr. Mridul Chakravarty, for the Petitioner, submitted that the Petitioner has received the copy of detailed reply from the Respondent GETCO and wants to

file rejoinder reply including certain details and data gap to the reply of the Respondent GETCO. Therefore, it is requested that the Commission while granting the adjournment, may also grant two weeks' time for filing the rejoinder reply in the matter and keep the final hearing of the matter on any other convenient date.

- 2.1. He further submitted that the Petitioner has already invested an amount of Rs. 25 crores approximately so that the Petitioner's investment do not get impeded. He requested the Commission to issue interim reliefs to the Petitioner and in the absence of interim protection granted by the Commission, the Respondent GETCO may revoke the connectivity and reallocate the connectivity to the other developers and encash the Bank guarantee and in that case the Petitioner's project will suffer irreparable loss as the power cannot be injected in the grid without the connectivity. He requested the Commission to grant status quo of connectivity till the next date of hearing.
3. Ld. Adv. Ms. Ranjitha Ramachandran, appearing on behalf of the Respondent GETCO, submitted that the Respondent GETCO has already filed their reply in the matter and there is no objection to the adjournment as sought by the Petitioner. She further submitted that since the present matter is listed in the same month, the Respondent GETCO has not taken coercive action against the Petitioner. As such, it is requested that the Commission to pass Order on the interim relief sought by the Petitioner so as to have clarity for taking further course of action by the Respondent either to maintain status quo or to revoke the connectivity of the Petitioner and display the same as available on the website of the Respondent.
4. Heard both the parties. We note that the present Petition is filed under Section 86 of the Electricity Act, 2003 read with Tariff Order No. 01 of 2024 dated 22.02.2024 passed by the Commission seeking extension of the Scheduled Date of Commissioning (SCOD) of infrastructure being developed by the Petitioner for evacuation of power from its 70 MW Hybrid Power Plant located at Village Dwarka, Gujarat to the Respondent GETCO's 220/ 66 kV Bhatiya Sub-Station, on account of occurrences and circumstances beyond the reasonable control of the Petitioner being Force Majeure events.

- 4.1. We note that the Petitioner has been served a copy of reply by the Respondent and the Petitioner wants to file rejoinder-in-reply in the matter. Therefore, considering the request of the Petitioner to grant an adjournment to enable them to file its rejoinder-reply in response to reply filed by the Respondent in the present matter and the Respondent having no objection to the same, the matter is adjourned. The Petitioner would be at liberty to file its rejoinder-in- reply within two weeks from the date of hearing with a copy to the Respondent.
5. Next date of hearing will be on 08.04.2025 at 11:30 Hours.
6. Order accordingly.

Sd/-
[S. R. Pandey]
Member

Sd/-
[Mehul M. Gandhi]
Member

Place: Gandhinagar.
Date: 03/04/2025.

