

**BEFORE THE GUJARAT ELECTRICITY REGULATORY COMMISSION
GANDHINAGAR**

Petition No. 2406 of 2024.

In the matter of:

Petition under Section 86 (1) (f) of the Electricity Act, 2003 read with Regulations 80 and 82 of the GERC (Conduct of Business) Regulations, 2004 and PPA dated 12.12.2022 between Rajpur Renewables Pvt. Ltd. and GUVNL for purchase of power from 30 MW grid connected wind power under GUVNL's Wind Tender (III) and seeking extension of Scheduled Commercial Operation Date (SCOD) of project on account of Force Majeure events and also to challenge the letters dated 06.09.2024 and 18.10.2024 issued by GUVNL rejecting the request for extension of the SCOD of the project.

Petitioner : Rajpur Renewables Pvt. Limited

Represented by : Ld. Sr. Adv. Rashesh Sanjanwala along
with Adv. Nisarg Desai and Adv. Yash
Dadhich and Ms. Anjana Sharma

Vs.

Respondent : Gujarat Urja Vikas Nigam Limited

Represented by : Ld. Adv. Ms. Ranjitha Ramchandran and
Mr. M. K. Jani

CORAM:

**Anil Mukim, Chairman
Mehul M. Gandhi, Member
S. R. Pandey, Member**

Date: 06/06/2025.

DAILY ORDER

1. The matter is heard on 13.12.2024.

2. Ld. Sr. Adv. Rashesh Sanjanwala appearing on behalf of the Petitioner submitted that the present Petition is filed by the Petitioner under Section 86 (1) (f) of the Electricity Act, 2003 read with Regulations 80 and 82 of the GERC (Conduct of Business) Regulations, 2004 and PPA dated 12.12.2022 between Rajpur Renewables Pvt. Ltd. and GUVNL for purchase of power from 30 MW grid connected wind power under GUVNL's Wind Tender (III) and seeking extension of Scheduled Commercial Operation Date (SCOD) of project on account of Force Majeure events and also to challenge the letters dated 06.09.2024 and 18.10.2024 issued by GUVNL rejecting the request for extension of the SCOD of the project.

2.1. It is further submitted that as per the PPA the SCOD was 11.12.2024 and as the Petitioner is seeking the extension of 6 months on account of reasons beyond the control of the Petitioner i.e., "Force Majeure" events under the PPA dated 22.12.2022. He further submitted and requested the Commission to direct the Respondent GUVNL to not to take any detrimental action against the Petitioner, including the levy of liquidated damages or encashment of the Performance Bank Guarantee (PBG) after the period of current SCOD under the PPA dated 22.12.2022.

3. Ld. Adv. Ranjitha Ramachandran appearing on behalf of the Respondent GUVNL submitted that the Respondent needs four weeks' time to file its Reply in the matter.

4. Ld. Sr. Adv. of the Petitioner also requested to grant two weeks' time to file the Rejoinder on the reply filed by the Respondent.

5. Heard the parties. We note that the Respondent has sought four weeks' time to file its reply in the matter, hence let it be filed within four weeks' time with a copy to Petitioner from the date of hearing. Thereafter as requested two weeks'

time to file its Rejoinder by the Petitioner, hence we grant two weeks' time to file the Rejoinder with a copy to the Respondent.

6. The next date of hearing will be intimated separately.

7. Order accordingly.

Sd/-
(S.R. Pandey)
Member

Sd/-
(Mehul M. Gandhi)
Member

Sd/-
(Anil Mukim)
Chairman

Place: Gandhinagar

Date: 06/06/2025.

