

**BEFORE THE GUJARAT ELECTRICITY REGULATORY COMMISSION
GANDHINAGAR**

Petition No. 2371 of 2024.

In the matter of:

Petition under Section 63 read with 86 (1) (b) of Electricity Act, 2003 for seeking adoption of tariff discovered under Competitive Bidding Process conducted vide RfS No. GUVNL/BESS/Phase III dated 16.03.2024 issued by GUVNL for Procurement of Storage Capacity from 250 MW/500 MWh Standalone Battery Energy Storage Systems with additional Greenshoe Option of 250 MW/500 MWh under Tariff based Global Competitive Bidding Process (Phase III) to be set up in Gujarat.

Petitioner : Gujarat Urja Vikas Nigam Limited
Represented by : Mr. Nagajan H. Parmar and Mr. Sumit D. Harwani
V/s.
Respondent : M/s Gensol Engineering Limited
Represented by : Nobody was present.

CORAM:

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

Date: 17/07/2025.

DAILY ORDER

1. The matter was kept for hearing on 27.05.2025.
2. Mr. Sumit D. Harwani, appearing on behalf of the Petitioner GUVNL submitted that pursuant to the last hearing held on 06.05.2025, the Petitioner GUVNL has filed compliance affidavit dated 14.05.2025 in the present matter. He submitted that despite time given to the Respondent to execute BESPA, nobody has come forward for signing of the BESPA with the Petitioner. The Commission has adopted the tariff on 03.04.2025 discovered under RfS No. GUVNL/BESS/Phase III dated 16.03.2024 issued by GUVNL. It is mandated in the bid document that the BESPA need to be signed by the parties within 10 days or any other extended date mutually agreed between the parties from the date of adoption of the tariff by the Commission. The Petitioner contended that the Respondent not come forward to sign the same

despite being properly communicated to them. He submitted that the Petitioner GUVNL has already made the submissions and has nothing more to add in the matter and accordingly, requested the Commission to decide the matter considering the submissions made and based on record of the present Petition.

3. We have considered the submissions made by the Parties. We note that the Petitioner has filed this Petition seeking adoption of tariff discovered under Competitive Bidding Process conducted vide RfS No. GUVNL/BESS/Phase III dated 16.03.2024 issued by GUVNL for procurement of storage capacity from 250 MW/500 MWh Standalone Battery Energy Storage System (Phase III) to be set up in Gujarat.

3.1. We note that when the matter was called out, nobody was present on behalf of the Respondent, although the hearing notice was issued to them. Moreover, the Commission has not received any communication from the Respondent about its inability to remain present in hearing.

3.2. We note that the BESPA for Greenshoe Option needs to be signed by the Petitioner and the Respondent under the RfS No. GUVNL/BESS/Phase III dated 16.03.2024 which has not been signed by the parties, and the Petitioner has submitted that they do not want to sign the same as per the provisions of RfS and BESPA. As an opportunity of hearing sufficiently provided to the Respondent and in view of the fact that nobody has come forward on behalf of the Respondent to represent their case and make their submissions in the matter and also the Petitioner has completed the formalities and completed the submissions and arguments in the matter, we decide to keep the matter for appropriate Order.

4. Order accordingly.

Sd/-
[S. R. Pandey]
Member

Sd/-
[Mehul M. Gandhi]
Member

Place: Gandhinagar
Date: 17/07/2025.