

**BEFORE THE GUJARAT ELECTRICITY REGULATORY COMMISSION
AT AHMEDABAD**

Petition No.972/2009

In the matter of: Petition for adjudication of the dispute that have arisen between the petitioner and the respondents on the interpretation and the implementation of the Power Purchase Agreement dated 30th May,1996.

Petitioner : Gujarat Urja Vikas Nigam Ltd.,
Race Course, Vadodara.

V/s

Respondent : Essar Power Limited,
Mumbai.

CORAM:

Shri Pravinbhai Patel, Member(T)
Dr.M.K.Iyer, Member(F)

ORAL ORDER

- [1] The matter was kept for hearing on 20.8.2011. When the matter was called out, Learned Advocate Shri M.G.Ramachandran with Swapna Sheshadari, Mrs.Sailja Vachharajani, Shri Rakesh Soni and Shri S.S.Mistry were present on behalf of the petitioner. Learned Advocates S/Shri Kirtikant Nanavati, Keyur Gandhi with Nilay Dave were present on behalf of the respondent.
- [2] Learned Advocate Shri M.G.Ramachandran, on behalf of the petitioner, submitted that the appeal filed against the order of the Hon'ble Appellate Tribunal in the matter of the Commission's order in Petition No.873 of



2005 may come for hearing before the Hon'ble Supreme Court on 24.8.2011. Hence, the Commission is requested to adjourn the matter till the final decision of the Hon'ble Supreme Court.

[3] Learned Advocate Shri Kirtikant Nanavati, on behalf of the respondent concurred the same. Hence, both the Leaned Advocates of the parties requested to adjourn the matter to any date after the hearing in the Supreme Court.

[4] We have carefully considered the submissions made by the parties. Learned Advocate Shri M.G.Ramachandran, submitting that the original second appeal against the order of the Commission in Petition No.873 of 2005 may come for hearing before the Hon'ble Supreme Court on 24.8.2011, requested that the Commission may hear the matter after knowing the final outcome of the above appeal which is also concurred by the Learned Advocate of the respondent. We therefore, allow the adjournment sought by the parties and matter is adjourned to 17.9.2011.

[5] We order accordingly.

[6] The next date of hearing is fixed on 17.9.2011 at 11:30 hrs.

Sd/-
[Dr.M.K.IYER]
MEMBER(F)

Sd/-
[PRAVINBHAI PATEL]
MEMBER(T)

Place: Ahmedabad
Date : 23/08/2011

