

**BEFORE THE GUJARAT ELECTRICITY REGULATORY COMMISSION
GANDHINAGAR**

Petition No. 2010 of 2021.

In the matter of:

Petition under Section 86(1)(f) of the Electricity Act, 2003 read with Article 9 of the Power Purchase Agreement dated 26.08.2019 executed between the Petitioner and the Respondent seeking declaration of Change in Law Event, viz., the imposition of Safeguard Duty by Notification No. 02/2020-Customs (SG) dated 29.07.2020 issued by the Department of Revenue, Ministry of Finance, Government of India, and grant of consequential relief

Petitioner : Electro Solaire Pvt. Limited

Represented by : Ld. Adv. Saunak Kumar Rajguru along with Mr. Pradyumn Amit Sharma.

Vs.

Respondent : Gujarat Urja Vikas Nigam Ltd.

Represented by : Ld. Adv. Mr. Utkarsh Singh along with Mr. Kamlesh Shah

CORAM:

Mehul M. Gandhi, Member

S.R. Pandey, Member

Date: 28.08.2025.

DAILY ORDER

1. The matter was kept for hearing on 25.08.2025.
2. Ld. Adv. Saunak Kumar Rajguru appearing on behalf of the Petitioner submitted that the Petitioner is claiming relief under 'Change in Law' provisions under the Power Purchase Agreement(PPA) dated 26.08.2019 pursuant to imposition of Safeguard

Duty imposed on import of Solar Modules vide Notification dated 29.07.2020 issued by the Department of Revenue, Ministry of Finance, Government of India.

- 2.1. The Petitioner and the Respondent GUVNL have entered into Power Purchase Agreement dated 26.08.2019 for generation and supply of 200 MW contracted capacity from solar power project. The Petitioner has argued the matter and requested to reserve the matter.
3. Ld. Adv. Mr. Utkarsh Singh appearing on behalf Respondent GUVNL has also reiterated arguments.
4. Heard. We give liberty to both the parties to file their written submissions, if any in the matter within four week.
5. Order accordingly.

Sd/-
[S. R. Pandey]
Member

Sd/-
[Mehul M. Gandhi]
Member

Place: Gandhinagar.
Date: 28.08.2025.