

**BEFORE THE GUJARAT ELECTRICITY REGULATORY COMMISSION  
GANDHINAGAR**

**Petition No. 2019 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 22.05.2019 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 reliefs.**

Petitioner : Paryapt Solar Energy Pvt. Limited

Represented by : Ld. Adv. Mr. Aniket Prasoon along with Advocates Mr. Vinit Kumar, and Mr. Vikalp Wange.

V/s.

Respondent : Gujarat Urja Vikas Nigam Limited

Represented by : Ld. Adv. Srishti Kindaria along with Mr. Amit Chavda.

**CORAM:**

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

**Date: 16.02.2024.**

**DAILY ORDER**

1. The matter is kept for hearing on 02.01.2024.
2. At the outset Ld. Adv. Aniket Prasoon on behalf of the Petitioner submitted that the case of the Petitioner is similar to the already decided case by the Commission in Petition No. 1941 of 2021 and the Commission may follow the precedent and allow the present Petition.
  - 2.1. Ld. Adv. of the Petitioner requested the Commission to grant time for reconciliation of the documents on one-to-one basis with the Respondent for the claim of the Petitioner and thereafter approach to the Commission.

- 2.2. On a query of the Commission that on page No. 174 of the Petition, it is an agreement, which is not supported along with the stamp paper on which such Agreement executed by the Petitioner. In such a case what about the validity of such agreement being filed before the Commission, Ld. Adv. submitted that it needs time to look to the said query raised by the Commission and provide it to the Commission, hence grant time.
3. Ld. Adv. Ms. Srishti Kindaria on behalf of the Respondent submitted that they have filed an affidavit and documents recently and raised many discrepancies in the Petition filed by the Petitioner. Further, she submitted that the Respondent has received documents and other details from the Petitioner in compliance to the Commission's directives. The Respondent requires some time to study and respond on it.
4. Ld. Adv. of the Petitioner once again requested the Commission to grant time for verification and reconcile the documents with the Respondent.
5. We have heard the parties. We note that certain query is raised by the Commission. Further, the Respondent submitted that certain details are not provided by the Petitioner and it is having discrepancy needs to rectify by the Petitioner. The Petitioner has requested the Commission to grant time for the meeting with the Respondent GUVNL for reconciliation of the documents on one to one basis. Hence, we are of the view that the parties are at liberty to arrange meeting for reconciliation of documents, if they desire and report to be filed on affidavit before the Commission. The Petitioner and the Respondent are at liberty to file further submissions, if any, with a copy to other party.
6. The next date of hearing would be intimated separately.
7. We order accordingly.

**Sd/-**

**[S.R. Pandey]  
Member**

**Sd/-**

**[Mehul M. Gandhi]  
Member**

**Sd/-**

**[Anil Mukim]  
Chairman**

Place: Gandhinagar.  
Date: 16.02.2024.