

**BEFORE THE GUJARAT ELECTRICITY REGULATORY COMMISSION
GANDHINAGAR**

Petition No. 2023 of 2021.

In the Matter of:

Petition under Section 42 read with Section 86 of the Electricity Act, 2003 and Regulation 32 of the GERC (Terms and Conditions of Intra-State Open Access) Regulations, 2011 for breach of GERC's Regulations by Respondent No. 1 and CERC (Deviation Settlement Mechanism), 2011 as adopted in the State of Gujarat and illegal issuance of supplementary bill dated 16.10.2021 and revised monthly bills by Respondent No. 1.

Petitioner : Shah Alloys Ltd.
Represented By : Ld. Sr. Adv. Rashesh Sanjanwala along with
Adv. Gaurav Mathur and Adv. Abhishek Shah
V/s.
Respondent No. 1 : Uttar Gujarat Vij Company Limited
Represented By : Ld. Adv. Ms. Shrishti Kindaria along with Mr. P.B.
Ninama and Mr. K. B. Chaudhari
Respondent No. 2. : State Load Dispatch Centre - Gujarat
Represented by : Mr. Utpal Patel

CORAM:

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

Date: 22/07/2025.

DAILY ORDER

1. The matter was kept for hearing on 01.07.2025.

2. At the outset, Mr. Utpal Patel appearing on behalf Respondent No. 2 SLDC requested for adjournment due to unavailability of the arguing counsel in the matter and submitted that the Respondent has already circulated a letter.
3. Ld. Adv. Rashesh Sanjanwala appearing on behalf of the Petitioner referred to the request letter dated 30.06.2025 of Respondent No. 2 SLDC to hear both the Petitions together i.e., Petition No. 1930 of 2021 and the present Petition, he opposed and submitted that both the matter are different and should be heard separately. The Petition No. 1930 of 2021 is filed by SLDC under Section 32 and 33 of the Electricity Act, 2003 read with Regulation 11.18 of GERC (Grid Code) Regulations, 2013.
 - 3.1. He referred to the prayers and submitted that the first prayer is to take on record the consistent under injection done by the Respondent No. 1 as compared to schedule from FY 2013-14 to FY 2019-20. Second prayer is to call for an explanation and pass appropriate directions against the Respondent No. 1 for not following the instructions. Third prayer in the Petition is to direct the Respondent SAL Steel to refund an amount of Rs. 85,60,69,685.88 to DISCOM similar to the terms of the directions passed in the Order dated 09.10.2020 in IAs No. 07 & 08 of 2020 in Petition No. 1888 of 2020. He further submitted that the Order dated 09.10.2020 no longer survives now. The Petition No. 1930 of 2020 is filed by the Petitioner SLDC seeking the generator to pay the amount to Respondent No. 2, 3 and 4, for the

deviations between the scheduled energy and actual injection of power by the Respondent -1, SAL Steel Ltd.

3.2. He further referred to the Reply filed by the Respondent No. 2 - SLDC and submitted that the Respondent has relied on Petition No. 1888 of 2020 and while the Order dated 09.10.2020 was into operation, the Respondent SLDC has filed the Petition No. 1930 of 2020 and raised supplementary bills to the Petitioner. Pending the adjudication, such action of the Respondent SLDC is prematured.

3.3. He further submitted that the present Petition is filed for challenging the supplementary bills dated 16.10.2021 and 10.11.2021 which have been raised by the Respondent No. 1 UGVCL on the Petitioner Shah Alloys Ltd. It is further submitted that the similar issue of gaming is involved in the present case. In the present case the consumer of the Respondent No.1 UGVCL has filed the Petition and Petition No. 1930 of 2020 is filed for the claim of under injection done by Respondent No. 1 SAL Steel Ltd. as compared to the actually schedule for FY 2013-14 to FY 2019-20 which is beyond the period of limitation.

4. Ld. Adv. Shrishti Kindaria on behalf of the Respondent UGVCL submitted that the issue is with regard to the revision of invoices raised through State Energy Accounts (SEA). Whether such revision is valid or not, Respondent SLDC can provide its details.

5. Heard the parties. We note that the present Petition is filed by the Petitioner Shah Alloys Ltd. under Section 42 read with Section 86 of the Electricity Act, 2003 and Regulation 32 of the GERC (Terms and Conditions of Intra-State Open Access) Regulations, 2011 for breach of GERC's Regulations by Respondent No. 1 and CERC (Deviation Settlement Mechanism), 2011 as adopted in the State of Gujarat and illegal issuance of supplementary bill dated 16.10.2021 and revised monthly bills by Respondent No. 1 – UGVCL.

5.1. We also note that Respondent No. 2 – SLDC has sought for an adjournment in the matter as their arguing counsel have requested to schedule both the matter being Petition No. 1930 of 2020 and 2023 of 2021 together and provide some convenient date in both the matters. The counsel of the Petitioner has opposed the request of placing both the matters together as both are separate Petitions.

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

7. We order accordingly.

Sd/-
[S. R. Pandey]
Member

Sd/-
[Mehul M. Gandhi]
Member

Place: Gandhinagar.
Date: 22/07/2025.