

**BEFORE THE GUJARAT ELECTRICITY REGULATORY COMMISSION
GANDHINAGAR**

Petition No. 2107 of 2022.

In the Matter of:

**Petition under Sections 2 (21)(b), 55 (1) and Section 177 (c) of the
Electricity Act, 2003 for the LT Power capacitors are string devices
used to correct PF and they consume the smallest amount of energy.**

Petitioner : Mr. Jayeshkumar N. Shah

Represented by : Nobody was present

V/s.

Respondent : Dakshin Gujarat Vij Company Limited

Represented By : Ld. Adv. Mr. Aneesh Bajaj and Mr. B. D. Patel.

CORAM:

Pankaj Joshi, Chairman

Hiren Shah, Member

Date: 20/01/2026.

DAILY ORDER

1. The present Petition was listed for hearing on 08.01.2026.
2. When the matter was called out, nobody appeared on behalf of the Petitioner. However, the Petitioner sent an email dated 04.01.2026 informing that he is unable to attend the hearing scheduled on 08.01.2026 in person as he has recently underwent Coronary Artery Bypass Graft (CABG) surgery, and the doctors have strictly advised

against any travel or physical exertion at this stage for his recovery. He also stated that the present matter may be decided based on the technical facts as stated in the Petition.

3. Ld. Adv. Mr. Aneesh Bajaj appearing on behalf of Respondent DGVCL submitted that the Respondent in its preliminary reply has raised objection to the Petition about the cause title "*Mr. Jayeshkumar Natvarlal Shah Vs. All the Licensees of Gujarat licensed by the Commission*". The Petitioner has made all DISCOMs as parties to the present Petition but no specific name of DISCOM has been mentioned in the Cause title of Petition. Hence, the present Petition is not filed in proper format as required under GERC (Conduct of Business) Regulations, 2004.
- 3.1. He further submitted that the Petitioner has not demonstrated as to how it is an affected party. He further submitted that apart from preliminary objections, the petition also involves the billing disputes between the consumer and licensees which comes under the jurisdiction of the CGRF of concerned licensees. Further, the Petitioner has also not produced copy of electricity bill or any material on record of the Petition to establish as to under which Distribution Licensee's area it falls. In absence of such proof, the Petitioner has failed to demonstrate that it is an "affected party" or that it has, in fact, suffered any prejudice on account of the alleged over-billing during the COVID-19 lockdown period. Therefore, the Petitioner does not have any *locus standi* to file the present Petition and the Commission has no jurisdiction to entertain the present Petition as it being involving billing dispute. He further submitted that the Respondent has not filed any submissions on the

merits of the Petition, as the Respondent has challenged the Petition solely on the ground of maintainability. He therefore requested the Commission to pass an appropriate order in the matter.

4. Heard the Respondent. The Commission notes that the Petitioner, vide email dated 04.01.2026, informed the Office of the Commission about its inability to remain present during the hearing due to health issues and requested that the matter be decided on the basis of the documents available on record. The Commission further notes that from time to time, the present Petition was listed for hearing by the Commission, however, the Petitioner has remained absent on one ground or the other since first listing date itself. Even today, i.e., on 08.01.2026, the Petitioner not remained present and reiterated its request that the Petition may be decided on the basis of the record. The Commission also notes that the Respondent, DGVCL, has raised a preliminary objection regarding the maintainability of the present Petition. Accordingly, both parties are directed to file their written submissions, if any, within one week from the date of this Order. The matter is now reserved for appropriate Orders.
5. Order accordingly.

Sd/-
[Hiren Shah]
Member

Sd/-
[Pankaj Joshi]
Chairman

Place: Gandhinagar.
Date: 20/01/2026.