

**BEFORE THE GUJARAT ELECTRICITY REGULATORY COMMISSION
GANDHINAGAR**

Petition No. 2501 of 2025.

In the Matter of:

Petition under Sections 86 (1) (c) (e) and (k) of Electricity Act, 2003 and as per Clause 3.9 of GERC Order No. 06 of 2024 dated 31.08.2024 for extension of date of grid connectivity and commissioning in respect of 2.48 MW solar plant for captive use located at Survey No. 414, Kondh, Bharuch, Gujarat.

Petitioner No. 1 : Suyog Life Sciences Pvt. Ltd.
Plot No. 145/B,
GIDC Industrial Estate,
Ankleshwar – 393 002.
Dist. Bharuch, Gujarat

Petitioner No. 2 : Suyog Dye Chemie Pvt. Ltd.,
Plot No. 2404-05 & A-1 2403/2,
GIDC Industrial Estate,
Ankleshwar - 393 002,
Dist: Bharuch , Gujarat.

Represented By : Ld. Adv. Kiran Joshi
V/s.

Respondent No. 1 : Dakshin Gujarat Vij Company Ltd.
Urja Sadan, Nana Varachha Road,
Kapodara Char Rasta, Surat – Gujarat –
395 006.

Represented By : Ld. Adv. Anand Ganeshan along with
Mr. Prashant Gandhi

Respondent No. 2. : Gujarat Energy Transmission Corp. Ltd.
Sardar Patel Vidyut Bhavan,
Race Course Circle,
Vadodara – 390007, Gujarat.

Represented by : Mr. Shobhraj Jaiswal

CORAM:

Mehul M. Gandhi, Member

S.R. Pandey, Member

Date: 16/07/2025.

DAILY ORDER

1. The matter was kept for hearing on 10.07.2025.
2. At the outset Ld. Adv. Mr. Anand Ganeshan appearing on behalf the Respondent 1 DGVCL submitted that the Reply is yet to be filed in the matter.
3. Ld. Adv. Kiran Joshi appearing for the Petitioner submitted that the present Petition is filed under Sections 86 (1) (c) (e) and (k) of Electricity Act, 2003 and as per Clause 3.9 of GERC Order No. 06 of 2024 dated 31.08.2024 for extension of date of grid connectivity and commissioning in respect of 2.48 MW solar plant for captive use located at Survey No. 414, Kondh, Bharuch, Gujarat.
 - 3.1. She submitted that the project is ready for commissioning and the Petitioner is waiting for the Availability Based Tariff (ABT) meter which is under testing phase, hence the solar generating plant is at the stage of near completion and cancellation of connectivity would cause irreparable loss to the present Petitioners. If at this stage the connectivity is cancelled or revoked than it will cause massive loss and irreparable injury to the business of Petitioners. The

Petitioner has submitted the Bank Guarantee for the power project which is required to be filed as per the RE policy.

3.2. She submitted following reasons for delay of the power project: -

- 3.2.1. Due to irregular onset of monsoon season that had made the project site inaccessible which led to delay in site preparation, piling work, casting work and other activities that require dry soil conditions. Such conditions were beyond the control of the Petitioners and constituted the force Majeure condition as prescribed under the tri-party agreement.
- 3.2.2. Due to the delays in forest approvals as there were Sag trees present on the project land. The approval from the forest department was received after the delay on 28.01.2025 which prevented the Petitioners from commencing the solar project work as per the timeframe.
- 3.2.3. Due to global and domestic supply chain disruptions led to delay in delivery of critical components such as solar modules, transformers etc.
- 3.2.4. Delay is also attributable to the Respondent No. 1 as despite having been applied for ABT meter serial numbers for plant side and consumer end vide letter dated 22.01.2025, the reply from the Respondent No. 1 DGVCL for approving the serial numbers was received as late as on 27.02.2025.

4. On the query of the Commission about the delay in commissioning and about the reasons of delay of power project, she submitted that the common Technical feasibility Report (TFR) was granted on 16.03.2024, the power project was required to be commissioned within one year, hence the delay can be counted after one year from the date of TFR i.e., 16.03.2025 to the date of commissioning of the power project.
5. On the further query of the Commission that whether the Petitioner wants to file the rejoinder in the matter. She submitted that all the details are already filed on record. As the project is ready for commissioning hence the same may be directed to the Respondent to complete the procedural requirement and let the Project start supply the energy.
6. Heard the parties. We note that the present Petition is filed by the Petitioner under Section 86 (1) (c), (e) and (k) of Electricity Act, 2003 and as per Clause 3.9 of GERC Order No. 06 of 2024 dated 31.08.2024 for extension of date of grid connectivity and commissioning in respect of 2.48 MW solar plant for captive use located at Survey No. 414, Kondh, Bharuch, Gujarat.
 - 6.1. We note that the Respondent No. 1 DGVCL has sought some time to file its reply in the present matter, hence let it be filed within one weeks' time from date of hearing with a copy to the Petitioners. Thereafter the Petitioner is at liberty to file its Rejoinder, if any, within one weeks' time with a copy to the Respondents.

6.2. We direct the parties to complete their submissions, if any, with a copy to other side in the present matter before the next date of hearing.

7. The next date of hearing is kept on 24.07.2025 at 11.30 AM.

8. We Order accordingly.

Sd/-

[S. R. Pandey]
Member

Sd/-

[Mehul M. Gandhi]
Member

Place: Gandhinagar.
Date: 16/07/2025.

