

**BEFORE THE GUJARAT ELECTRICITY REGULATORY COMMISSION
GANDHINAGAR**

Petition No. 2517 of 2025.

In the Matter of:

Petition under Sections 86 (1) (c), (e), (f) of the Electricity Act, 2003 read with Regulations 80 & 82 of the GERC (Conduct of Business) Regulations, 2004 seeking directions for extension of time period for commissioning of the Project capacity allocated due to occurrence of unforeseen and uncontrollable events.

Along with

IA No. 63 of 2025 in Petition No. 2517 of 2025.

In the Matter of:

Interlocutory Application under Section 94 (2) read with Regulation 61 and 80 of the GERC (Conduct of Business) Regulations, 2004 seeking interim stay/ injunction and appropriate interim Orders along with supporting affidavit.

Petitioner : Bhathwari Technologies Limited,
Plot No. 87, 88 to 97 & 97/1 to 97/4,
Sachin Apparel Park Industrial Area/ Estate,
Surat, Gujarat – 394230.

Represented By : Ld. Adv. Mr. Pursharth Singh along with Ld.
Adv. Ms. Ayushi Saxena, Mr. Karmit Sheth, Mr.
Narendra Desai.

V/s.

Respondent : Gujarat Energy Transmission Corp. Ltd.
Sardar Patel Vidyut Bhavan
Race Course Circle,
Vadodara – 390 007.

Represented By : Ld. Adv. Mr. Utkarsh Singh along with Mr. Shobhraj Jaiswal

CORAM:
Mehul M. Gandhi, Member
S. R. Pandey, Member

Date: 18/10/2025.

DAILY ORDER

1. The present matter was listed for hearing on 08.10.2025.
2. Ld. Adv. Pursharth Singh appearing on behalf of the Petitioner submitted that the present Petition is filed Sections 86 (1) (c), (e), (f) of the Electricity Act, 2003 read with Regulations 80 & 82 of the GERC (Conduct of Business) Regulations, 2004, the Petitioner is seeking extension of the time period developing the for commissioning of its 8.735 MW Wind-Solar Hybrid Power Project located at Taluka: Vagra, District: Bharuch, Gujarat (Project) on account of unforeseen and uncontrollable events beyond the control of the Petitioner. The said unforeseen events are as follows: -
 - (1) Delay due to Lack of clarity on Banking provisions;
 - (2) Delays due to Cyclone Asna and heavy rainfall;
 - (3) Delay due to occurrence of Crane Accident;
3. Ld. Adv. Mr. Utkarsh Singh appearing on behalf of the Respondent submitted that that the burden of proof for the claim of the Petitioner lies on the Petitioner and the Petitioner is required to substantiate its claim and the Commission may verify the same. If there was any default

or imprudence on part of the Petitioner, the Petitioner cannot be allowed extension. He further requested time to file its Written Submissions.

4. Heard the parties. We note that the counsels appearing on behalf of the Petitioner and Respondent have argued in the matter and requested time to file their respective written submissions, let the same be filed within one week time.
5. The matter will be reserved for Order thereafter if further hearing is not required.
6. Order accordingly.

Sd/-

[S. R. Pandey]
Member

Sd/-

[Mehul M. Gandhi]
Member

Place: Gandhinagar.

Date: 18/10/2025.