

**BEFORE THE GUJARAT ELECTRICITY REGULATORY COMMISSION  
GANDHINAGAR**

**Petition No. 2531 of 2025**

**In the matter of:**

**Petition under Section 86(1)(b), 86(1)(e), Section 86(1)(f) and 86(1)(k) of the Electricity Act, 2003 read with Article 8 of the Power Purchase Agreement dated 10.05.2023 executed between M/s Juniper Green Beam Private Limited and Gujarat Urja Vikas Nigam Limited, for supply of 50 MW wind power from its project in the state of Gujarat, seeking inter alia extension of the Scheduled Commercial Operation Date on account of certain Force Majeure events affecting the project implementation and thereby passing appropriate Order(s) / Direction(s) in this regard to the extent prayed for herein.**

**Along with**

**I.A. No. 75 of 2025 in Petition No. 2531 of 2025.**

**In the matter of:**

**Interlocutory Application under Section 94(2) of the Electricity Act, 2003 read with Regulations 66 and 80 of the GERC (Conduct Of Business) Regulations 2004 seeking issuance of appropriate interim Orders against the Respondent along with supporting affidavit.**

Applicant/Petitioner : M/s Juniper Green Beam Private Limited  
3<sup>rd</sup> And 4<sup>th</sup> Floor, Building 4  
Candor Tech Space, Sector 48  
Khanda Road, Gurugram, Haryana – 122001.

Represented by : Ld. Sr. Adv. Mr. Mihir Thakore alongwith  
Advocates Ms. Parichita Chowdhary, Mr.  
Sumnat Nayak, Mr. Ajay Chopra, Ms.  
Sukomal Satya, Ms. Sanjeevani Mishra, Mr.  
Parth Thummar and Mr. Jay Parmar

V/s.

Respondent : Gujarat Urja Vikas Nigam Limited  
Sardar Patel Vidyut Bhavan  
Race Course Circle, Vadodara – 390007.

Represented by : Ld. Adv. Mr. Aneesh Bajaj alongwith Mr.  
Rushabh Soni

**CORAM:**

**Mehul M. Gandhi, Member**

**S. R. Pandey, Member**

**Date: 18/10/2025**

**Daily Order**

1. The matter was kept for hearing on 13.10.2025.
2. We note that the Sr. Adv. Mr. Mihir Thakore, appearing for the Petitioner has completed the arguments with regard to extension of SCOD for its 50 MW Wind Project on various force majeure grounds and non-encashment of PBG and made his submissions in the matter.
  - 2.1. He further submitted that the Petitioner has furnished the PBG dated 08.05.2023 for the amount of Rs. 10 Crores in terms of PPA executed between the parties. The PBG is valid upto 17.04.2026 and therefore, no prejudice will be caused to GUVNL in case the Commission allow status quo/ interim relief in the matter regarding the invocation of PBG, otherwise, invocation of PBG by the Respondent would cause to suffer the Petitioner and adversely affect the business prospects of the Petitioner. In an alternate, he submitted that in lieu of invocation of PBG, the Petitioner will allow the Respondent to recover LD from the monthly invoices of the Petitioner. He also submitted that the Applicant/Petitioner is ready to pay/deposit the amount equivalent to Bank Guarantee to the Respondent in lieu of invocation of PBG if the Respondent recovers the same.
3. Ld. Adv. Mr. Aneesh Bajaj, appearing on behalf of the Respondent GUVNL has completed the arguments with regard to extension in SCOD prayed by the Petitioner and made his submissions in the matter. As regard to PBG,

he submitted that the Commission may issue appropriate directions in this regard.

4. We have considered the submissions made by the parties. We note that the Petitioner sought extension in SCOD of its 50 MW Wind Power Project on various Force Majeure grounds which is objected by the Respondent. We note that the Petitioner shown its readiness to allow the Respondent to deduct LD amount from the monthly power supply invoices of the Petitioner or in alternatively pay the amount equivalent to PBG if the Respondent want to encash PBG. We note that such proposals of the Petitioner will adequately protect the Respondent towards recovery of LD from the Petitioner in case the Petitioner do not succeed on merits of the present case. Accordingly, we direct the Petitioner to approach the Respondent with the proposal on which the Respondent may consider it suitably. However, we make it clear that this will not create any equitable rights of the parties.
5. As the parties have completed the arguments and made the submissions, we direct the Petitioner and the Respondent to file their written submissions, if any, within a weeks' time in the matter. Thereafter, the matter is reserved for Order.
6. Order accordingly.

**Sd/-**  
**[S.R. Pandey]**  
**Member**

**Sd/-**  
**[Mehul M. Gandhi]**  
**Member**

Place: Gandhinagar.

Date: 18/10/2025.