

**BEFORE THE GUJARAT ELECTRICITY REGULATORY COMMISSION  
GANDHINAGAR**

**Petition No. 2570 of 2025.**

**In the Matter of:**

**Petition under Section 86 (1) (c), (e) and (f) and other applicable provisions of the Electricity Act, 2003 read with Clause 3.9 of the GERC Order No. 06 of 2024 dated 31.08.2024 seeking extension of time period of 120 days for the commissioning of 25 MW solar power plant and evacuation infrastructure due to occurrence of unforeseen events.**

**Along with**

**IA No. 103 of 2025 in Petition No. 2570 of 2025.**

**In the matter of:**

**Application under Section 94 (2) of the Electricity Act, 2003 read with Regulations 61 and 80 of the GERC (Conduct of Business) Regulations, 2004 seeking interim stay/ injunction and appropriate interim Orders with supporting affidavit.**

**Along with**

**IA No. 104 of 2025 in Petition No. 2570 of 2025.**

**In the matter of:**

**Application for urgent listing/hearing on behalf of the Applicant/Petitioner along with supporting Affidavit.**

Applicant/Petitioner : Enerpare Solar Power 9 Pvt. Limited  
Unit No. 401, HM Towers, Municipal No. 58  
Brigade Road, Bengaluru Urban  
Karnataka- 560001, India.

Represented By : Ld. Adv. Ms. Kiran Joshi

V/s.

Respondent : Gujarat Energy Transmission Corp. Limited  
Sardar Patel Vidyut Bhavan

Race Course, Vadodara – 390 007.

Represented By : Ld. Adv. Mr. Aneesh Bajaj along with Mr. Shobhraj Jaiswal

**CORAM:**

**Pankaj Joshi, Chairman**

**Hiren Shah, Member**

**Jatin N. Thakkar, Member**

**Date: 06/03/2026.**

**ORDER**

1. The present Petition has been filed by the Applicant/Petitioner Enerpare Solar Power 9 Pvt. Limited under Section 86 (1) (c), (e) and (f) and other applicable provisions of the Electricity Act, 2003 read with Clause 3.9 of the GERC Order No. 06 of 2024 dated 31.08.2024 seeking extension of time period of 120 days for the commissioning of 25 MW solar power plant and evacuation infrastructure due to occurrence of unforeseen events.
2. The Applicant/Petitioner has *inter alia* sought the following reliefs in Petition No. 2570 of 2025.
  - a) *Admit the present Petition; and*
  - b) *Hold and declare that the delay caused in construction of the evacuation infrastructure and bays and commissioning of the 25 MW Solar Power Project at 220 kV Dighandiya Substation of GETCO was due to unforeseen Events as elaborated in the present petition not attributable to the Petitioner; and*

- c) *Grant an extension of 120 days from the date of expiry of the Stage-II Connectivity approval for commissioning of the solar power project including entire evacuation line along with bays and metering system for evacuation of 25 MW of solar power from the project of the petitioner for delay caused due to unforeseen events not attributable to the Petitioner; and*
- d) *During the pendency of present petition, pass an interim order directing the Respondent to not take any coercive action including but not limited to revocation of connectivity and encashment of the bank guarantee till the pronouncement of order; and*
- e) *During the pendency of present petition, upon completion of work by the petitioner; allow the physical connectivity and commissioning of the solar power plant; and*
- f) *Pass such other order/s that this Hon'ble Commission may deem just and proper in circumstances of the case..*

3. The Applicant/Petitioner has filed IA No. 103 of 2025 in Petition No. 2570 of 2025, *inter alia* seeking following prayers:

- a) *Allow the Present Application;*
- b) *Grant ad interim ex parte injunction on any form of coercive action by GETCO but not limited to (i) levy of default charges or (ii) revocation of Stage-II connectivity or (iii) encashment of Bank Guarantee;*
- c) *Pass an interim order directing the respondents to maintain status quo till the final disposal of the petition.*

*d) Any such further orders as this Hon'ble Commission may deem just improper in the facts and circumstances of the case.*

4. The Applicant/Petitioner has also filed IA No. 104 of 2025 in Petition No. 2570 of 2025, *inter alia* seeking following prayers:

*(a) Allow the present application and list the accompanying Petition and the Interlocutory Application on urgent basis, i.e., within a week or any other earliest date subject to convenience of the Hon'ble Commission, and*

*(b) Pass such further Orders as this Hon'ble Commission may deem just and proper in the facts and circumstances if the case.*

5. The present matter alongwith above IAs were listed for hearing on 26.02.2026. During the hearing, Ld. Adv. appearing on behalf of the Applicant/Petitioner, submitted that the Commission has passed Order dated 21.01.2026 in Petition No. 2564 of 2025 filed by GETCO, wherein the timeframe for commissioning of evacuation line is amended from 12 months to 18 months for RE capacity up to 100 MW. Further, in the said Order, the Commission also clarified that the amended timeframe of 18 months shall also be applicable to RE projects which are at various stage of development and yet to be commissioned. It is further submitted that the case of the Applicant/Petitioner is covered by the Order dated 21.01.2026 passed by the Commission and accordingly with consideration of the same, the prayers sought by the Applicant/Petitioner in the present matter, are satisfied as per the amended timeframe for completion of evacuation line and clarity provided about charging of RE capacity

vide Order dated 21.01.2026. Therefore, the Applicant/Petitioner desired to withdraw the present Petition & IAs unconditionally.

6. Ld. Adv. Mr. Aneesh Bajaj, appearing on behalf of the Respondent GETCO has preferred not to contest the above submissions of the Applicant/Petitioner and submitted that there is no objection to unconditional withdrawal of the Petition & IAs, as sought by the Applicant/Petitioner.
7. Heard the parties. We note that the Commission has passed Order dated 21.01.2026 in Petition No. 2564 of 2025, filed by GETCO wherein the Commission has modified the timeframe for the commissioning of the evacuation line for the RE projects and also removed ambiguity with regard to commissioning of RE generation capacity after commission of evacuation line/infrastructure. Further, the Commission in the said Order dated 21.01.2026 has also stipulated that the timeframe provided for completion of evacuation line and clarity provided about commissioning of the RE capacity, shall be applicable to RE projects which are at various stage of development and yet to be commissioned. We note the submissions of the counsel for the Applicant/Petitioner that by virtue of the Order dated 21.01.2026 passed by the Commission in Petition No. 2564 of 2025, the prayers of the Applicant/Petitioner in the present Petition stands satisfied in terms of the Order dated 21.01.2026 passed by the Commission. As such, the Applicant/Petitioner has sought unconditional withdrawal of the present Petition & IAs and the Respondent GETCO has not contested the aforesaid submissions of the Applicant/Petitioner and also not objected the unconditional withdrawal of the Petition & IAs by the Applicant/Petitioner. In view of the above and recording the statements made by the counsels of

the Applicant/Petitioner as well as the Respondent, we allow unconditional withdrawal of the present Petition & IAs by the Applicant/Petitioner.

8. In view of the above, the present Petition & IAs stands disposed off.
9. Order accordingly.

Sd/-

**[Jatin N. Thakkar]**  
**Member**

Sd/-

**[Hiren Shah]**  
**Member**

Sd/-

**[Pankaj Joshi]**  
**Chairman**

Place: Gandhinagar.

Date: 06/03/2026.

