

**BEFORE THE GUJARAT ELECTRICITY REGULATORY COMMISSION
GANDHINAGAR**

Petition No. 2600 of 2026.

In the Matter of:

Petition under Section 86(1)(f), Section 86 (1)(c) & (e) and other applicable provisions of the Electricity Act, 2003 read with Regulations 80 and 82 of the GERC (Conduct of Business) Regulations, 2004 seeking extension of time period for construction of the evacuation infrastructure and consequently commissioning of the generating system.

Along with

IA No. 01 of 2026 in Petition No. 2600 of 2026.

In the matter of:

Interlocutory 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.

Applicant/Petitioner : Vivan Steels and Alloys Pvt. Limited

Represented By : Ld. Adv. Mr. Dhruvraj R. Bhavsar

V/s.

Respondent : Gujarat Energy Transmission Corp. Limited

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 Vivan Steels and Alloys Pvt. Limited under Section 86 (1) (f), (c) (e) and other applicable provisions of Electricity Act, 2003 read with Regulations 80 and 82 of GERC (Conduct of Business) Regulations, 2004, seeking extension of time period for construction of the evacuation infrastructure and consequently commissioning of the generating system.
2. The Applicant/Petitioner has *inter alia* sought the following reliefs in Petition No. 2600 of 2026.
 - a) *To admit and allow the Petition; and*
 - b) *Admit the Present Petition; and*
 - c) *Hold and declare that the delay caused in construction of the evacuation infrastructure and bays and commissioning of the 9.46 MW Solar Power project at 66 kV Ghada Substation of GETCO was due to unforeseen Events not attributable to the Petitioner; and*
 - d) *Grant an extension of 180 days from the date of pronouncement of the Order by this Hon'ble Commission for construction of evacuation infrastructure and bays at 66 kV Ghada Substation of GETCO for delay caused due to unforeseen Events not attributable to the Petitioner.*
 - e) *Further grant an extension of consequential 180 days in commissioning of the power plant.*
 - f) *In the interim, direct 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;

g) Pass such further Order or Orders as this Hon'ble Commission may deem just and proper in the Events of the case.

3. The Applicant/Petitioner has filed IA No. 01 of 2026 in Petition No. 2600 of 2026, *inter alia* seeking following prayers:

- a) Allow the present application along with the Petition;*
- b) Pass an interim order restraining GETCO from taking any coercive actions against the Petitioner including but not limited to revoking of connectivity and encashment of the Bank Guarantee.*
- c) Pass an order directing Respondent to maintain status quo till the final disposal of the Petition; and*
- d) Pass such further Orders as this Hon'ble Commission may deem just and proper in the facts and circumstances of the case*

4. The present matter alongwith above IA 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.

5. 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.
6. 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.

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

Sd/-
[Jatin N. Thakkar]
Member

Sd/-
[Hiren Shah]
Member

Sd/-
[Pankaj Joshi]
Chairman

Place: Gandhinagar.
Date: 06/03/2026.