

**BEFORE THE GUJARAT ELECTRICITY REGULATORY COMMISSION  
GANDHINAGAR**

**Petition No. 1773 of 2018.**

**In the Matter of:**

**Petition under Section 86(1)(a), (b), (e), (f) read with Section 61(h) and 62(1)(a) of the Electricity Act, 2003 for determination of the Average Power Procurement Cost of the Respondents for each year starting from FY 2009-10 in order to comply with the provisions of the CERC (Terms and Conditions for recognition and issuance of Renewable Energy Certificate for Renewable Energy Generation) Regulations, 2010 dated 14.1.2010 and the GERC (Procurement of Energy from Renewable Sources) Regulations, 2010 dated 17.4.2010 and to direct Respondents to comply with the directions given by the Commission vide its Order dated 1.7.2015 in Petition No. 1363 of 2013 as upheld by the Hon'ble APTEL vide Order dated 6.12.2018 in Appeal No. 209 of 2015 whereby the Respondent has been directed to amend the clauses of the PPA and pay the differential amount to Petitioner.**

Petitioner : Vish Wind Infrastructure LLP

Represented by : Ld. Adv. Mr. Punyam Bhutani

V/s.

Respondent No. 1 : Gujarat Urja Vikas Nigam Limited

Represented By : Ld. Adv. Mr. Aneesh Bajaj along with Mr. R. S. Pareek.

Respondent No. 2 : Madhya Gujarat Vij Company Limited

Represented by : Nobody remain present

Respondent No. 3 : Uttar Gujarat Vij Company Limited

Represented by : Nobody remain present

Respondent No. 4 : Dakshin Gujarat Vij Company Limited

Represented by : Nobody remain present

Respondent No. 5 : Paschim Gujarat Vij Company Limited

Represented by : Nobody remain present

**CORAM:**

**Pankaj Joshi, Chairman**

**Hiren Shah, Member**

**Date: 17/01/2026.**

**DAILY ORDER**

1. The present Petition was listed for hearing on 08.01.2026.
2. At the outset, Ld. Adv. Mr. Punyam Bhutani appearing on behalf of the Petitioner submitted that the Commission may permit filing Vakalatnama on behalf of the Petitioner in the present matter as he has been recently appointed as an arguing counsel by the Petitioner in the matter. He requested the Commission to grant some time to examine and study the papers of the present Petition to enable him to file the submissions, if any, in the matter. Accordingly, he requested the Commission to grant four weeks' time and list the matter on any date convenient to the Commission.
3. Ld. Adv. Mr. Aneesh Bajaj appearing on behalf of Respondent GUVNL, submitted that there is no objection to the adjournment sought by the Petitioner on account of the personal difficulty shown by the arguing counsel. He further submitted that the present Petition has been filed by the Petitioner for implementation of Order dated 01.07.2015 passed by the Commission in Petition No. 1363 of 2013 in the matter between Renew Wind Energy (Rajkot) Private Limited V/s. GUVNL & Ors., wherein the Commission had decided that the Petitioner and other REC based Wind Power Project having signed PPAs with GUVNL were entitled to receive year-to-year APPC rate instead of fixed APPC rate provided under the respective PPAs with the

REC based Wind Power Projects. He submitted that the said matter is now finally decided by the Hon'ble Supreme Court vide its Judgement dated 13.04.2023 in Civil Appeals No. 3480-3481 of 2020 setting aside the Order dated 01.07.2015 passed by the Commission and Order dated 06.12.2018 passed by the Hon'ble APTEL in Appeal No. 209 of 2015 as well as Order dated 20.07.2020 in Review Petition No. 03 of 2019 in Appeal No. 209 of 2015. In view of this, as such the present Petition becomes infructuous. However, the Petitioner may be provided an opportunity to make submissions, in the matter.

4. Heard the parties. We note that when the matter was called out, nobody appeared on behalf of the Respondents No. 2 to 5, despite of the hearing notice was issued to the Petitioner. Having considered the request of the Petitioner to adjourn the matter for the reasons stated in para 2 above and the Respondent is not having objection for the same, the matter stands adjourned in the interest of Justice. As requested, the Petitioner would be at liberty to file its submissions, if any, in the present matter within two weeks' time from the date of this Order, with a copy to the Respondents. The Respondents are also at liberty to file their reply submissions, if any, within one week' time after receipt of the submissions from the Petitioner, with a copy to the Petitioner.

5. Next date of hearing will be intimated separately.

6. Order accordingly.

**Sd/-**  
**[Hiren Shah]**  
**Member**

**Sd/-**  
**[Pankaj Joshi]**  
**Chairman**

Place: Gandhinagar.  
Date: 17/01/2026.