

**BEFORE THE GUJARAT ELECTRICITY REGULATORY COMMISSION
GANDHINAGAR**

Petition No. 1865 of 2020.

In the matter of:

Petition under Section 86 (1)(f) read with Section 86 (1)(b) of the Electricity Act, 2003 and Regulation 85 of the GERC (Conduct of Business) Regulations, 2004, seeking extension of Scheduled Commercial Operation Date under Power Purchase Agreement dated 01.01.2018 in respect of 14.9 MW Municipal Solid Waste based Power Project set up at Village Shahwadi, District Ahmedabad, Gujarat.

And

IA No. 23 of 2021 in Petition No. 1865 of 2020.

In the Matter of:

Interlocutory Application seeking extension of Scheduled Commercial Operation Date (SCOD) on account of force majeure events and consequential reliefs under Section 86(1)(f) of the Electricity Act, 2003 read with Article 10.4 of the Power Purchase Agreement executed between the Parties and also to grant interim stay on any form of coercive action by GUVNL including but not limited to (i) levy of LD (ii) continuation of tariff of Rs. 7.03/KWh for the Project (iii) termination of PPA till disposal of the present Petition on merits.

Petitioner : Goodwatts WTE Ahmedabad Pvt. Limited

Represented by : Ld.. Adv. Mr. Krutarth Oza, Mr. Achint Dwivedi

V/s.

Respondent : Gujarat Urja Vikas Nigam Limited,

Represented by : Ld. Adv. Ms. Kriti Soni alongwith Mr. Rahul Pareek

Objector No 1 : Jan Kalyan Foundation

Represented by : Nobody was present.

Objector No 2 : Utility Users' Welfare Association (UUWA),

Represented by : Nobody was present.

Objector No 3. : Laghu Udyog Bharti – Gujarat (LUB)

Represented by : Nobody was present.

Objector No 4 : Mr. Nitin Maadam

Represented by : Nobody was present.

Objector No 5 : MPSEZ Utilities Limited
Represented by : Mr. Anil Rabadia

CORAM:

**Mehul M. Gandhi, Member
S.R. Pandey, Member**

Date: 11/01/2024.

DAILY ORDER

1. The matter was kept for hearing on 28.12.2023.
2. At the outset, Ld. Adv. Mr. Krutarth Oza appearing for the Petitioner sought a short adjournment in the present matter submitting that the Sr. Counsel of the Petitioner is unavailable due to Christmas and new year vacation.
3. Ld. Adv. Adv. Ms. Kriti Soni appearing on behalf of the Respondent GUVNL has no objection to the adjournment sought by the Petitioner.
4. Office of the Commission has received an email on 26.12.2023 from the counsel of the Petitioner seeking the short adjournment on the grounds of unavailability of its arguing counsel in the matter.
5. Heard the parties. We note that the Counsel of the Petitioner has sought an adjournment on the grounds of the non-availability of its arguing counsel in the matter. Ld. Adv. of the Respondent as well the representative of the objector No. 5 not object the adjournment sought by the Petitioner. We also note that the Objector 1 to 4 neither remained present nor intimated their inability to remain present in the present matter.
6. Considering the request of the Petitioner, we decide to adjourn the matter in the interest of justice.

7. The next date of hearing will be intimated separately.

8. Order accordingly.

Sd/-
[S.R. Pandey]
Member

Sd/-
[Mehul M. Gandhi]
Member

Place: Gandhinagar.

Date: 11/01/2024.

