

**BEFORE THE GUJARAT ELECTRICITY REGULATORY COMMISSION
GANDHINAGAR**

Petition No. 1680 of 2017 and IA No. 16 of 2017.

In the matter of:

Petition under Section 86 (1) (f) of the Electricity Act, 2003 read with Article 17 of the PPA dated 26.02.2007 executed between Essar Power Gujarat Ltd. (EPGL) and Gujarat Urja Vikas Nigam Limited with respect to 1200 MW Salaya-I Thermal Power Project being implemented by EPGL.

And

Petition No. 1866 of 2020.

In the matter of:

Review Petition under Section 94 of the Electricity Act, 2003 read with Regulation 72 of the GERC (Conduct of Business) Regulations, 2004 seeking review of Order dated 23.12.2019 in Petition No. 1680 of 2017.

Petitioner : Essar Power Gujarat Limited
Represented by : Ld. Sr. Adv. Mr. Buddy Ranganadan alongwith Advocates
Mr. Yash Dadhich, Mr. Gaurav Ray and Mr. Malcolm Desai
V/s.
Respondent : Gujarat Urja Vikas Nigam Limited
Represented by : Ld. Advocates Mr. Anand Ganesan and Mr. Utkarsh Singh
alongwith Ms. Girija Dave and Mr. Kishan Vadodaria

CORAM:

**Anil Mukim, Chairman
Mehul M. Gandhi, Member**

Date: 30/05/2025.

DAILY ORDER

1) The present matter was listed for hearing on 30.05.2025.

- 2) At the outset, the Commission has pointed out the directions of the Hon'ble APTEL regarding timelines of four months granted by the Hon'ble Tribunal in the present matter to complete the entire exercise as directed by the Hon'ble APTEL in the judgement dated 16.04.2025 in Appeal No. 842 of 2023 & IA No. 1826 of 2024.
- 3) In response to the same, Ld. Sr. Counsel Mr. Buddy Ranganadan, on behalf of the Petitioner EPGL, submitted that pursuant to last daily order dated 15.05.2025, the Petitioner has filed its reply with a copy to the Respondent yesterday, i.e., on 29.05.2025. He also submitted that the Petitioner EPGL has also filed Interlocutory Application in the present matter on 29.05.2025, seeking interim payment in terms of the Hon'ble APTEL' judgement dated 16.04.2025 in Appeal No. 842 of 2023 & IA No. 1826 of 2024.
- 4) Ld. Counsel Mr. Anand Ganesan, appearing on behalf of the Respondent GUVNL, submitted that the Respondent has received the copies of reply and Interlocutory Application from the Petitioner EPGL. He requested that the Commission while granting the adjournment, may also grant three weeks' time for filing the reply in IA and also rejoinder reply to reply of EPGL filed on 29.05.2025 and post the matter for the final hearing on any other convenient date.
- 5) In response to the above contentions, Ld. Sr. Counsel for the Petitioner, also requested the Commission to grant three days' time to the Petitioner EPGL to file rejoinder reply to reply after the receipt of the same from the Respondent in IA.
- 6) Heard the parties. We note the submissions of Ld. Sr. Counsel for the Petitioner that the Petitioner EPGL is filed its reply with a copy to the Respondent yesterday, i.e., on 29.05.2025 and also filed Interlocutory Application in the present matter on 29.05.2025, seeking interim payment in terms of the Hon'ble APTEL' judgement dated 16.04.2025 in Appeal No. 842 of 2023 & IA No. 1826 of 2024. Hence, let the said Interlocutory Application be registered and numbered in accordance with law, if not already get registered and numbered. We also note that Counsel of the Respondent sought three weeks' time for filing the reply in IA and also rejoinder reply to reply of EPGL filed on 29.05.2025. Accordingly, the Respondent is directed to file its reply in IA and also rejoinder reply to reply of EPGL, if any, within three weeks' time with a copy to the Petitioner, from the date of hearing. The Petitioner would be at liberty to file their

rejoinder reply, if any, within three days after receipt of reply from the Respondent with a copy to Respondent. In view of the above, the matter is adjourned for further hearing. We also direct the staff of the Commission to list the aforesaid IA alongwith main matter on next date of hearing, after its registration. We also direct both the Petitioner and the Respondent to adhere with timelines and directives of the Hon'ble APTEL as stated in the aforesaid judgement.

7) Next date of hearing will be on 24.06.2025 at 11:30 Hours.

8) Order accordingly.

Sd/-
[Mehul M. Gandhi]
Member

Sd/-
[Anil Mukim]
Chairman

Place: Gandhinagar
Date: 30/05/2025.

