

**BEFORE THE GUJARAT ELECTRICITY REGULATORY COMMISSION
GANDHINAGAR**

Petition No. 2521 of 2025.

In the Matter of:

Petition under Section 86 (1) (c) (e) and (f) of the Electricity Act, 2003 read with Regulations 80 and 85 of the GERC (Conduct of Business) Regulations, 2004 seeking directions for extension of time period for commissioning of the 5.5 MW Wind Solar Hybrid Project capacity.

Along with

IA No. 70 of 2025 in Petition No. 2521 of 2025.

In the matter of:

Application filed on behalf of the Petitioner / Applicant under Section 94 (2) of the Electricity Act, 2003 read with Regulation 58 of the GERC (Conduct of Business) Regulations, 2004 for urgent listing of the captioned Petition.

And

IA No. 71 of 2025 in Petition No. 2521 of 2025.

In the matter of:

Application filed 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 along with supporting affidavit.

Petitioner/ Applicant : KPI Green Energy Limited

Represented by : Ld. Adv. Ms. Ayushi Saxena along with Mr.
Karmit Sheth

V/s.

Respondent : Gujarat Energy Transmission Corp. Limited

Represented By : Ld. Adv. Ms. Ranjitha Ramchandran along with Mr. Shobhraj Jaiswal.

CORAM:

Mehul M. Gandhi, Member

S.R. Pandey, Member

Date: 08/10/2025.

DAILY ORDER

1. The matter was kept for hearing on 02.09.2025.
2. At the outset, Ld. Adv. Ms. Ranjitha Ramchandran appearing on behalf of the Respondent GETCO submitted that the Respondent needs three weeks' time to file its reply in the matter, hence the matter may be adjourned for today.
3. Ld. Adv. Ms. Ayushi Saxena appearing on behalf of the Applicant/Petitioner submitted that the present Petition is filed under Section 86 (1) (c) (e) and (f) of the Electricity Act, 2003 read with Regulations 80 and 85 of the GERC (Conduct of Business) Regulations, 2004 seeking directions for extension of time period for commissioning of 5.5 MW Wind Solar Hybrid Power Project, utilizing the existing GETCO connectivity at the 220 kV Vagra Substation and quashing of the letter dated 13.06.2025 issued at the behest of the Respondent GETCO.

- 3.1 She submitted that the Applicant/Petitioner has already made the huge investments for setting up of its 5.5 MW Wind Solar Hybrid Power Project and also drawn attention of the Commission to various unforeseen events, because of which the Applicant/Petitioner could not accomplish the project, and being a last recourse, approached to the Commission for seeking relief in terms of the prayers as stated in the aforesaid IA/Petition. She also brought notice to the accomplished items showing huge investment made and heavily relied upon the unforeseen events forbidding the Petitioner to complete the entire project.
- 3.2 She further submitted that the time limit for completion of transmission system was 21.01.2026 i.e., one year from the date of charging of evacuation line, for commissioning of its entire allocated capacity. She submitted that there is no objection to adjournment sought by the Respondent. She submitted that Commission while allowing the time to the Respondent for filing the reply by in the matter, may also allow week' time to the Applicant/Petitioner to file rejoinder reply to the reply of the Respondent. Further, She further requested that till the next date of hearing no coercive action should be taken by the Respondent.

4. Heard the parties. We note that the present Petition has been filed by the Applicant/Petitioner under Regulations 80 and 85 of the GERC (Conduct of Business) Regulations, 2004 read with under Section 86 (1) (c) (e) and (f) of the Electricity Act, 2003 seeking directions for extension of time period for commissioning of 5.5 MW Wind Solar Hybrid Project capacity and quashing of the letter dated 13.06.2025 issued by the Respondent GETCO.

4.1. The issue involved in the present Petition is pertaining to extension in time limit for commissioning of 5.5 MW Wind-Solar Hybrid Project capacity by the Applicant/Petitioner which has been granted connectivity by the Respondent for evacuation of 5.5 MW Wind-Solar Hybrid Project at 220 kV Vagra Sub-station of GETCO. The Applicant/Petitioner has submitted that they are unable to create the transmission system for evacuation of Power due to reasons beyond its control.

4.2. Based on the above circumstances and in the interest of justice, and looking at the submissions of the counsel of the Applicant / Petitioner that the Applicant / Petitioner has made huge investments for setting up of 5.5 MW Wind Solar Hybrid power project in support of unforeseen conditions etc. and being a last recourse has approached the Commission for seeking relief in terms of the prayers as stated in the

aforesaid IA/Petition. We note that the Applicant/ Petitioner has drawn our attention to the accomplished items showing huge investments made by them and also heavily relied upon the aforesaid unforeseen events forbidding the Petitioner to complete the entire project. The Respondent GETCO has sought three weeks' time to file reply in the matter. The Applicant/Petitioner would be at liberty to file its rejoinder-in-reply if any, within one weeks' time from the date of receipt of reply from the Respondent GETCO. However, no equitable or legal right will be created in favour of the Applicant/Petitioner by this Order.

4.3. We also note that the IA No. 70 of 2025 in the present Petition is filed by the Applicant/Petitioner seeking urgent listing and interim reliefs in the matter and the Commission has listed the Petition and granted the appropriate relief as per above para 4.2. Hence, the present IA No. 70 of 2025 is satisfied and accordingly it is disposed of.

5. Next date of hearing will be intimated separately.

6. We Order accordingly.

Sd/-

[S. R. Pandey]
Member

Sd/-

[Mehul M. Gandhi]
Member

Place: Gandhinagar.
Date: 08/10/2025.