

**BEFORE THE GUJARAT ELECTRICITY REGULATORY COMMISSION
GANDHINAGAR**

Petition No. 1859 of 2020.

In the Matter of:

Petition under Section 86 (1)(f) and other applicable provisions of the Electricity Act, 2003 read with GERC (Terms and Conditions for Intra-State Open Access) Regulations, 2015 for the unlawful denial of Medium-Term Open Access from J. B. Renewable LLP to J. B. Ecotax LLP.

Petitioner : J. B. Renewable LLP

Co-Petitioner : J. B. Ecotax LLP

Represented By : Ld. Adv. Mr. Shamik Bhatt

V/s.

Respondent No. 1 : Dakshin Gujarat Vij Company Limited

Represented By : Ld. Adv. Ms. Shrishti Khindaria alongwith Mr. S. P. Patel

Respondent No. 2 : Gujarat Energy Transmission Corporation Limited

Represented By : Ld. Adv. Ms. Shrishti Khindaria alongwith Mr. Y.J. Gamit and Mr. Vasant Patel

Respondent No. 3 : Gujarat Urja Vikas Nigam Limited

Represented by : Ld. Adv. Ms. Shrishti Khindaria alongwith Mr. Saumil Shah

Respondent No. 4 : Madhya Gujarat Vij Company Limited

Represented by : Mr. J.R. Shah

Respondent No. 5 : Energy & Petrochemicals Department, Govt. of Gujarat

Represented by : Nobody was present.

CORAM:

Mehul M. Gandhi, Member

S. R. Pandey, Member

Date: 13/07/2023.

DAILY ORDER

1. The matter was listed for hearing on 05.07.2023.

2. Ld. Adv. Mr. Shamik Bhatt, appearing proxy for Advocate of the Petitioners submitted that the Petitioners have filed application for urging the additional grounds and amendment of prayers in the present Petition. It is submitted that the said application is pending registration due to certain defects exists by the Petitioners. It is requested that the Commission while granting adjournment for today's hearing, may also grant two weeks' time to the Petitioners to remove deficiency in the application filed by the Petitioner.
3. Ld. Adv. Ms. Shrishti Khindaria, appearing on behalf of the Respondent No. 1 DGVCL submitted that the Respondent has already filed the reply in the application filed by the Applicant/Petitioner in the present matter. It is further submitted that such amendment cannot be allowed as the Applicant/Petitioner is seeking to change the nature and scope of present Petition by filing such amendment application. However, there is no objection to the adjournment sought by the Petitioners.
4. We have considered the submissions made by the parties. We note the submissions of Mr. Shamik Bhatt, appearing proxy for Advocate of the Petitioners that the Petitioners have filed application for urging the additional grounds and amendment of prayers in the present Petition and the said application is still pending registration due to certain defects exists by the Petitioners. We also note the request of the counsel appearing for the Petitioner for an adjournment in the present matter and sought two weeks' time to remove deficiency in the application filed by the Petitioner. Hence, the Petitioners are directed to remove the deficiencies, if already not removed, within two weeks from the date of hearing.
- 4.1. Considering the request of the Petitioners for the adjournment and there is no objection to the same by the Respondents, in the interest of justice the matter is adjourned. The Respondent DGCVL has filed its reply in the application filed by the Petitioners in the present matter. We direct the other Respondents to file their respective reply, if any, in the application filed by the Petitioners, within a weeks' time with a copy to the Petitioners. The Petitioners would be at liberty to file the rejoinder to the reply of the Respondents in the IA, if any, within weeks' time after receipt of reply from the Respondents, with a copy to the Respondents.
- 4.2. With joint concurrence of the parties, the next date of hearing is fixed on 26.07.2023 at 11:30 A.M.
5. Order accordingly.

Sd/-
[S. R. Pandey]
Member

Sd/-
[Mehul M. Gandhi]
Member

Place: Gandhinagar.
Date: 13/07/2023.