BEFORE THE GUJARAT ELECTRICITY REGULATORY COMMISSION GANDHINAGAR

Petition No. 2656 of 2026.

In the Matter of:

Petition for compliance of the GERC (Procurement of Energy from Renewable Sources) Regulations, 2025, notified by the Commission.

Petitioner : MPSEZ Utilities Limited

Represented By : Ld. Advocates Mr. Mridul Chakravarty and Mr. Nehul Sharma alongwith Mr. Tapan Pandya.

CORAM:

Pankaj Joshi, Chairman
Hiren Shah, Member
Jatin N. Thakkar, Member

Date: 11/09/2026.

DAILY ORDER

1. The present matter was listed for hearing on 08.09.2026 through Hybrid Mode.

2. Ld. Adv. Mr. Mridul Chakravarty, appearing on behalf of the Petitioner, submitted that the Petitioner has filed the present Petition seeking relaxation/revision from RPO targets specified for FY 2024-25 under the GERC' RPO Regulations, 2025, to the extent achieved by the Petitioner as stated in the present Petition.

2.1. He submitted that the Commission passed Daily Order dated 30.05.2026, wherein directions were given to the Petitioner for inviting comments/suggestions/objections from the stakeholders in the present Petition by issuing public notices in newspaper and accordingly, in compliance thereof, the Petitioner has published the same in English newspaper i.e., 'The Indian Express (Ahmedabad Edition)' and in two Gujarati newspapers 'Sandesh (Bhuj Edition) & Kutch Uday (Gandhidham Edition)' and also uploaded on its website for inviting the objections and

suggestions from the stakeholders in the present Petition. Moreover, the Petitioner has also filed compliance affidavit dated 22.06.2026 in this regard before the Commission. It is further submitted that in response to the aforesaid public notices, the Petitioner has not received any comments/objections from the stakeholders and accordingly the matter may be decided by the Commission considering the submissions of the Petitioner and based on the record of the present Petition.

2.2. He has submitted that the Petitioner had achieved RPO compliance of 15.39% as against the RPO target of 29.91% as set out by the Commission in RPO Regulations, 2025. It is further submitted that there is an overall shortfall of 14.52% in RPO compliance for FY 2024-25. The shortfall in RPO compliance for FY 2024-25, is attributable to various uncontrollable factors, which have severely impacted the RPO compliance of the Petitioner, such as (a) Shortfall in renewable energy generation from Wind – Solar Hybrid long term PPA of 1070 MW, (b) Lower generation from LTPPA with Adani Renewable Energy (KA) Limited for 12 MW, and (c) No significant capacity addition in Biomass / Bagasse/ Mini Hydro during past Five years. He submitted that the Petitioner has executed long-term PPA of 1070 MW with SECI for procurement of renewable energy in order to meet the RPO obligation and the SCOD of the said PPA with SECI was 11.01.2025, i.e., during the FY 2024-25. However, due to delay in commissioning of the RE project as well as delay in operationalization of the requisite GNA of the project, the anticipated generation could not be materialized during the FY 2024-25. He submitted that the Petitioner filed various communications with the generator/SECI in this regard, where due to grant of extension of time on account of various reasons, commissioning of this project has got delayed. He further pointed out that the Petitioner had executed the Long-Term Agreement with Adani Renewable Energy (KA) Limited for 12 MW, where the Petitioner has envisaged generation of 45.23 MUs during FY 2024-25, but the actual generation was only 37 MUs during FY 2024-25. He further submitted that the draft RPO Regulations were published in September 2024 wherein the Commission has increased RPO obligation and the Regulations were notified only in August 2025 by the Commission, after completion of FY 2024-25. Due to such transition period for revised regulatory framework, there was shortfall in RPO for FY 2024-25.

2.3. He further submitted that the Petitioner had to put additional efforts in order to fulfil its RPO obligations for FY 2024-25. Accordingly, Petitioner had procured wind energy through exchange and renewable attributes to

meet with its RPO obligation and thereby achieved 8.46% of wind RPO for FY 2024-25. Further, the Petitioner has also procured solar energy as well as solar RECs from the power exchange and also uses renewable attributes of solar rooftop projects, which are installed at consumer's premise under the Gujarat Solar Policy, 2015 and accordingly achieved 6.66% of solar RPO for FY 2024-25. He also submitted that in addition to the hydro energy purchased through power exchange, the Petitioner has considered the MSW attributes allocated by GUVNL as per the Gujarat Waste to Energy Policy 2016 and accordingly achieved the RPO of 0.27% under this category. Further, he relied upon the Judgment dated 16.04.2015 of the Hon'ble APTEL in case of IWPA V/s. GERC & Ors., in Appeal No. 258 of 2013, and submitted that with consideration of various difficulties faced by the Petitioner in meeting the RPO requirements which are not attributable to the Petitioner, the Commission has power to revise the same or exempt the obligated entities from the consequences. Hence, the Petitioner prayed that the Commission may relax/revise the RPO target of the Petitioner for FY 2024-25 to the extent achieved by the Petitioner.

2.4. In response to the query of the Commission as to whether the Petitioner has fulfilled the ESO Obligation for FY 2024-25 as specified in GERC' RPO Regulations 2025, the counsel for the Petitioner has agreed to file the submission regarding the status of ESO Obligation fulfillment for FY 2024-25, if any, for which two weeks has been sought.

3. We have considered the submissions made by the Petitioner. We note that the Petitioner has filed the present Petition seeking relaxation/revision from RPO targets specified for FY 2024-25 under the GERC' RPO Regulations, 2025, to the extent achieved by the Petitioner as stated in the present Petition.

3.1. We note that pursuant to the directives of the Commission in Daily Order dated 30.05.2026, the Petitioner has published the public notices and also uploaded on its website inviting comments/objections/suggestions from the stakeholders in the present Petition and the Petitioner has not received any comments/suggestions from the stakeholders in the matter. We also note that the Petitioner has also filed compliance affidavit dated 22.06.2026 before the Commission on 29.06.2026 in the matter.

3.2. We also note that the staff of the Commission has also uploaded the present Petition along with the relevant documents on website (www.gercin.org) of

the Commission inviting comments/suggestions from the stakeholders. Even, Office of the Commission has not received any comments/suggestions from the stakeholders in the present matter.

3.3. As agreed by the Petitioner in para 2.4 above, we direct the Petitioner to file its submissions regarding the status of fulfillment of ESO Obligation for FY 2024-25 under GERC' RPO Regulations, 2025, if any, on or before 22.09.2026.

4. Next date of hearing will be intimated separately.

5. Order accordingly.

Sd/-	**Sd/-**	**Sd/-**
[Jatin N. Thakkar]	**[Hiren Shah]**	**[Pankaj Joshi]**
Member	**Member**	**Chairman**

Place: Gandhinagar.
Date: 11/09/2026.