

**GUJARAT ELECTRICITY REGULATORY COMMISSION
GANDHINAGAR**

CORAM:

**Shri Anil Mukim, Chairman
Shri Mehul M. Gandhi, Member
Shri S.R. Pandey, Member**

Order No. 2 of 2025

In the matter of:

Appointment of Adjudicating Officer under Section 143 of Electricity Act, 2003.

1. The Trading License was granted to Global Energy Limited on 09.09.2010 with reference to Order dated 07.07.2010 in L.A. No. 1 of 2007. The Trading Licensees are required to submit the Annual Licence Fees to the Commission by 15th April of each year.
2. Global Energy Pvt. Ltd. (GEPL) has not paid the Annual license fees to the Commission for FY 2019-20 and onwards. The Commission, vide several letters, has informed GEPL for payment of license fees, but same is not submitted by the licensee.
3. The Commission has now decided to initiate the process of revoking the Trading License of GEPL.
4. Regulation 15 and 16 of GERC (Licensing of Electricity Trading) Regulations, 2005 states as under:

“15. Payment of Licence Fees

.....

c. Where the Licensee fails to pay any of the fees due under sub-clause (a) or (b) above by the dates specified:

.....

iii. The Commission may revoke the Licence pursuant to Section 19 of the Act.

.....

16. Revocation of the Licence

a. The Commission may revoke a Trading Licence in accordance with Section 19 of the Act , in any of the following circumstances, namely:-

.....

Provided that the licence shall not be revoked except after an enquiry by the adjudicating officer appointed by the Commission under Section 143 of the Act in the manner prescribed by the State Government.”

.....”

5. Further, Section 143 of the Electricity Act, 2003 states s under:

“Section 143. (Power to adjudicate): --- (1) For the purpose of adjudging under this Act, the Appropriate Commission shall appoint any of its Members to be an adjudicating officer for holding an inquiry in such manner as may be prescribed by the Appropriate Government, after giving any person concerned a reasonable opportunity of being heard for the purpose of imposing any penalty.

(2) While holding an inquiry, the adjudicating officer shall have power to summon and enforce the attendance of any person acquainted with the facts and circumstances of the case to give evidence or produce any document which in the opinion of the adjudicating officer, may be useful for or relevant to the subject-matter of the inquiry, and if, on such inquiry, he is satisfied that the person has failed to comply with the provisions of section 29 or section 33 or section 43, he may impose such penalty as he thinks fit in accordance with the provisions of any of those sections.”

6. The Government of Gujarat, vide Notification dated 23.04.2008 has notified GERC (Manner of holding Inquiry by Adjudicating Officer) Rules, 2008.
7. In view of Regulation 16 (a) of GERC (Licensing of Electricity Trading) Regulations, 2005 and Section 143 of Electricity Act, 2003, it is required to appoint an adjudicating officer for initiating proceedings for revoking the Trading license of GEPL.
8. We hereby appoint Shri Mehul M. Gandhi, Member, as the Adjudicating Officer under Section 143 of the Act. Further proceedings in the matter shall be taken by the Adjudicating Officer in accordance with the prescribed procedure.
9. We order accordingly.

Sd/-
(S. R. Pandey)
MEMBER

Sd/-
(Mehul M. Gandhi)
MEMBER

Sd/-
(Anil Mukim)
CHAIRMAN

Place: Gandhinagar

Date: 04/06/2025