

**BEFORE THE GUJARAT ELECTRICITY REGULATORY COMMISSION
GANDHINAGAR**

Suo Motu Petition No. 2693 of 2026

In the Matter of:

Monitoring and Verification of the compliance status of implementation of the provisions of the GERC (Procurement of Energy from Renewable Sources) Regulations, 2025 by concerned entities and to ensure co-ordination amongst the entities for ensuring implementation of provisions of the GERC (Procurement of Energy from Renewable Sources) Regulations, 2025.

- Respondent No. 1 : Gujarat Energy Development Agency
- Respondent No. 2 : Chief Electrical Inspector
- Respondent No. 3 : State Load Dispatch Centre - Gujarat
- Respondent No. 4 : Gujarat Urja Vikas Nigam Limited
- Respondent No. 5 : Dakshin Gujarat Vij Company Limited
- Respondent No. 6 : Madhya Gujarat Vij Company Limited
- Respondent No. 7 : Paschim Gujarat Vij Company Limited
- Respondent No. 8 : Uttar Gujarat Vij Company Limited
- Respondent No. 9 : Torrent Power Limited, Ahmedabad
- Respondent No. 10 : Torrent Power Limited, Surat
- Respondent No. 11 : Torrent Power Limited, Dahej
- Respondent No. 12 : Torrent Power Limited, Dholera

Respondent No. 13	:	Torrent Power Limited, MBSIR
Respondent No. 14	:	MPSEZ Utilities Limited
Respondent No. 15	:	GIFT Power Company Limited
Respondent No. 16	:	Aspen Infrastructure Limited
Respondent No. 17	:	Jubilant Infrastructure Limited
Respondent No. 18	:	Deendayal Port Authority
Respondent No. 19	:	Gujarat Energy Transmission Corp. Limited

Facts of the Case:

1. The Commission has notified the GERC (Procurement of Energy from Renewable Sources) Regulations, 2025 vide Gazette Notification dated 12.08.2025, *inter-alia*, stipulating the Renewable Purchase Obligation (RPO) and Energy Storage Obligation (ESO) to be fulfilled by the Obligated Entities in the State of Gujarat.
2. Regulation 4 of the aforesaid Regulations viz. the GERC (Procurement of Energy from Renewable Sources) Regulations, 2025, reads as under:

“4. Quantum of Renewable Purchase Obligation (RPP0)

(1) The Obligated Entity shall, during each year, purchase or generate and consume such quantum of electricity (in kWh)

from renewable sources and storage not less than the quantum of electricity (in kWh), worked out as per Table-1 and Table-2 given below:

TABLE-1

Minimum Quantum of Purchase in percentage (%) from renewable sources (in terms of energy in kWh) of total consumption						
Sl. No	Year	Wind Renewable Energy	Hydro Renewable Energy	Distributed renewable energy	Other renewable energy	, Total renewable energy
(1)	(2)	(3)	(4)	(5)	(6)	(7)
1.	2024-25	0.67%	0.38%	1.50%	27.35%	29.91%
2.	2025-26	1.45%	1.22%	2.10%	28.24%	33.01%
3.	2026-27	1.97%	1.34%	2.70%	29.94%	35.95%
4.	2027-28	2.45%	1.42%	3.30%	31.64%	38.81%
5.	2028-29	2.95%	1.42%	3.90%	33.10%	41.36%
6.	2029-30	3.48%	1.33%	4.50%	34.02%	43.33%

Note 1: The wind renewable energy component shall be met by energy produced from Wind Power Projects (WPPs) commissioned after the 31st March, 2024.

Note 2: The hydro renewable energy component shall be met only by energy produced from Hydro Power Projects [including Pump Storage Projects (PSPs) and Small Hydro Projects (SHPs)], commissioned after the 31st March, 2024:

Provided that the hydro renewable energy component may also be met out of the free power being provided to the State/DISCOM from the Hydro Power Projects commissioned after the 31st March, 2024:

Provided further that the hydro renewable energy component may also be met from Hydro Power Projects located outside India as approved by the Central Government on a case- to-case basis.

Note 3: The distributed renewable energy component shall be met only from the energy generated from renewable energy projects that are less than 10 MW in size and shall include solar installations under all configurations

notified by the Central Government:

Provided that the compliance against distributed renewable energy shall ordinarily be considered in terms of energy (Kilowatt hour units):

Provided further that in case the designated consumer is unable to provide generation data against distributed renewable energy installations, the reported capacity shall be transformed into distributed renewable energy generation in terms of energy by a multiplier of 3.5 units per kilowatt per day (kWh/kW/day).

Note 4: *The other renewable energy component may be met by energy produced from any renewable energy power project other than specified in Note 1, 2 and 3 above and shall comprise energy from all WPPs and Hydro Power Projects [including Pump Storage Projects (PSPs) and Small Hydro Projects (SHPs)], including free power, commissioned before the 1st April, 2024 and energy produced from Biomass, Bagasse Co-Generation Power Projects and MSW based Power Projects etc.*

(2) Any shortfall in achievement of stipulated wind renewable energy consumption in a particular year may be met with hydro renewable energy which is in excess of that energy component for that year and vice-versa.

(3) The balance excess energy consumption under wind renewable energy or hydro renewable energy component in that year, may be considered as part of other renewable energy component.

(4) Any excess energy consumption under Other renewable energy component in a particular year, may be utilized to meet the shortfall in achievement of stipulated Wind renewable energy or Hydro renewable energy consumption.

(5) The obligated entity who are open access consumers or consumers with Captive Power Plants shall fulfil their obligation

as per the specified total renewable energy target irrespective of the non-fossil fuel source.

- (6) The specified renewable energy consumption targets shall be met either directly or through Certificate in accordance with the Central Electricity Regulatory Commission (Terms and Conditions for Renewable Energy Certificates for Renewable Energy Generation) Regulations, 2022, published in the Gazette of India, Extraordinary, Part III, Section 4, dated 24th May, 2022.

Provided that any shortfall in specified renewable energy consumption targets shall be treated as non-compliance and penalty shall be imposed at such rate specified under sub-section (3) of section 26 of the Energy Conservation Act, 2001.

- (i) The following percentage of total energy consumed shall be renewable energy along with/through storage as provided in Table-2 below.

Table-2

FY	Storage (on Energy basis)
2024-25	1.0%
2025-26	1.5%
2026-27	2.0%
2027-28	2.5%
2028-29	3.0%
2029-30	3.5%

- (ii) The Energy Storage Obligation in Table-2 above shall be calculated in energy terms as a percentage of total consumption of electricity and shall be treated as fulfilled only when at least 85% of the total energy stored in the Energy Storage System (ESS), on an annual basis, is procured from renewable energy sources.

- (iii) The Energy Storage Obligation to the extent of energy stored from RE sources shall be considered as a part of fulfilment of the total RPPO as mentioned in Table-1

above.

(iv) Minimum percentage for Renewable Power Purchase Obligation for each category mentioned in Table-1 above under the Regulation 4, shall have to be met separately subject to the conditions specified in these Regulations.

(v) The provisions contained in Regulation 4, unless revised earlier, be applicable in respect of the period upto 31st March, 2030:

Provided that in case the provisions for the period beyond 31st March, 2030 are not specified before the said date, the provisions relating to the year 2029-2030 shall continue to be applicable till the issuance of notification of such provisions for that period.

(7) The consumption of the Obligated Entity shall be computed by taking into account the following, namely:-

(i) the total energy purchased/ consumed from various sources, inter alia, including the purchases under Power Purchase Agreement(s), through energy exchanges, and from other projects etc.

(ii) the energy consumed (excluding auxiliary consumption) from the power plants, owned exclusively or jointly, by it. This shall include the standby generating set(s) also.

(iii) the applicable Transmission and Distribution losses (T&D losses for short) for conveyance of power from the point of purchase/ generation to the point of consumption in relation to Clause (i) and (ii) shall be considered as part of consumption by the obligated entity while deciding the RPPO and its fulfilment;

(iv) the sale of energy out of the energy so purchased/generated, inter alia, including transmission and distribution losses borne by it for conveyance of

power from the point of purchase/generation to the point of such sale, shall be excluded:

Provided that in case it is not feasible to identify such losses separately, the average T&D losses as per Clause (iii) shall be considered.

(v) in case of the banking arrangement(s), the energy banked/ returned by the Distribution Licensee shall be considered as sale under Clause (iv) and the energy received shall be treated as purchased under Clause (i) and (iii).

(8) Any person/consumer, who consumes power from any source (generation/purchase), interalia, including purchase through Open Access, but other than in his capacity as a consumer of Distribution Licensee or by consumption from a Captive Generating Plant, the RPPOs provided at the Table-1 and storage Obligation at Table-2 under this Regulation shall be applicable in respect of his consumption from such sources, subject to provisions under these Regulations.

Provided that the energy purchased/generated and consumed by Obligated Entity, shall be considered to have been arranged from the sources other than the RE Sources, unless such Obligated Entity establishes to the satisfaction of the State Agency that such energy was availed from RE Sources.

(9) The Commission may, keeping in view the power supply constraints or other factors beyond the control of the Obligated Entity(ies) or for any cogent reasons, Suo-Moto or at the request of an Obligated Entity, revise the percentage targets or allow inter category adjustment over and above those permissible under Regulation 4 of these Regulations taking into account the non-availability of such renewable energy or RE certificates in respect of any one or more categories of the RPPO, for a year(s) for which Renewable Power Purchase Obligations have been fixed as per Regulation 4 of these Regulations.

Vide aforesaid Regulations, the Commission has stipulated RPPO trajectory for obligated entities for the State of Gujarat including Energy Storage Obligation to be fulfilled by the Obligated Entities.

3. The Commission in exercise of the powers conferred under Sections 61, 86(1)(e) and 181 of the Electricity Act, 2003 read with sub-Regulation (iv) of Regulation 1 and Regulation 8 of the GERC (Procurement of Energy from Renewable Sources) Regulations, 2010 (Notification No.3 of 2010) and GERC (Procurement of Energy from Renewable Sources) (First Amendment) Regulations, 2014 (Notification No. 2 of 2014), and all other powers enabling it in this behalf has notified Notification No. 02 of 2015 dated 01.07.2015, whereby 1st July, 2015 is notified as the date on which the sub-Regulation (iv) of Regulation 1 and Regulation 8 of GERC (Procurement of Energy from Renewable Sources) Regulations, 2010 (Notification No.3 of 2010) shall come into force and the Renewable Purchase Obligation shall become applicable to Captive and Open Access User(s)/Consumer(s). Subsequently, the Commission notified the GERC (Procurement of Energy from Renewable Sources) (Second Amendment) Regulations, 2018 and GERC (Procurement of Energy from Renewable Sources) (Third Amendment) Regulations, 2022

stipulating the trajectory of Renewable Purchase Obligation (RPO) the period from FY 2017-18 to FY 2024-25.

4. Further, the Commission has notified GEDA (Respondent No. 1) as the State Agency to monitor the compliance of the RPO vide Notification No. 3 of 2010. Thus, it is the duty of GEDA to monitor the fulfilment of the RPO by the obligated entities and in case of non-fulfilment of RPO by the obligated entity (ies), should inform the same to the Commission, to enable the Commission to take appropriate decision regarding non-compliance of RPO by the entity concerned as provided in the Regulations. Further, apart from the Distribution Licensees, Captive and Open Access consumers within the State have also been identified as Obligated Entities who should comply with RPO targets stipulated by the Commission in para 2 above.
5. The Regulation 5 of GERC RPO Regulations, 2025 provides that each of the Obligated Entity shall meet the RPOs separately, on yearly basis, under each of the categories, i.e. for Wind Energy, Hydro Power Purchase (HPP), Distributed Renewable Energy, Other Renewable Energy as well as Renewable Energy along with storage as specified in the Regulation 4 of these Regulations on quarterly basis. Further, in

case the Obligated Entity expects any shortfall in meeting the RPPOs of one or more categories in a year, it shall meet such shortfall by procuring energy, or certificates, from RE Sources based on respective technology (ies) before close of that year, subject to condition that the shortfall for a particular category of RPPOs in a year may be offset, to the extent permissible under Table-1 & 2 as provided in Sub- Regulation (4) of Regulation 4 of these Regulations, by adjustment of surplus availability under other RPPO category. This Regulations also provides that failure on the part of any Obligated Entity to meet its RPPO in any financial year shall be dealt in accordance with the provisions contained in Regulation 9 of these Regulations.

6. In case the Obligated Entity expects any shortfall in meeting RPPOs of one or more categories in a year, it shall meet such shortfall by procuring energy or certificates, from RE Sources based on respective technology (ies) before close of that year and the shortfall for a particular category of RPPOs in a year may be offset, to the extent permissible under Table-1 & 2 as provided in Sub- Regulation (4) of Regulation 4 of these Regulations, by adjustment of surplus availability under other RPPO category and that in case the CERC

(REC) Regulations, 2022 or the Procedure made thereunder, provide for inter category convertibility of certificates on the basis of Certificate multipliers such multipliers shall be applicable for offsetting the shortfalls or computing surplus, and shortfall in any RRPO category may be met by purchasing certificates related to Other RRPO categories by suitably applying such Certificate multiplier approved by the Central Commission. It also provides that failure on the part of any Obligated Entity to meet its RRPO in any financial year shall be dealt in accordance with the provisions contained in Regulation 9 of these Regulations.

7. The Regulation 7 of the GERC RPO Regulations, 2025 states about the roles and responsibilities of State Agency to be undertaken under the provisions of the Regulations. The Regulation 7 is read as under:

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7. State Agency. –

(1) The Gujarat Energy Development Agency, Government of Gujarat shall be the State Agency for the purpose of CERC (REC) Regulations, 2022 and these Regulations to cater the State specific issues without prejudice to the power and functions conferred under CERC (REC)

Regulations, 2022:

Provided that the Commission may designate any other agency as State Agency after satisfying itself that such agency has a required capability of performing its functions provided under these Regulations and CERC (REC) Regulations, 2022 or procedure framed by the Central Agency under CERC REC Regulations, 2022.

(2) The State Agency shall function as per the provisions of CERC (REC) Regulations, 2022 including the procedures framed under it, read with these Regulations and directions, if any, issued by the Commission from time to time.

(3) Development of web portal for monitoring of RPPO:

(i) The State Agency shall, in consultation with the Commission, develop and maintain RPPO Web-portal for registration by the Obligated Entities and for the compliance, monitoring and reporting etc. of RPPOs and simultaneously formulate suitable Procedures for smooth functioning of Web-portal in relation to such activities.

(ii) The State Agency shall, after the RPPO web-portal is developed and Procedures are formulated under Clause 7 (3) (i),

*through public notices, declare the Web-portal to be operative:
Provided that such development shall be suitably coordinated
with the facility available/planned under the National 'Web-
portal developed for the purpose.*

(4) RPPO compliance reporting:

*(i) The State Agency shall, submit on quarterly as well as yearly
basis status report to the Commission in respect of
compliance of Renewable Power Purchase Obligation by the
Obligated Entity (ies) in the format at Appendix-I of these
Regulations. The reporting format may be modified by the
Commission from time to time.*

*(ii) The State Agency may also recommend appropriate action
to the Commission, if required, for compliance of the
Renewable Power Purchase Obligation.*

*(5) The Commission may from time to time fix the remuneration and
charges payable to the State Agency for discharge of its functions
under these Regulations and CERC (REC) Regulations, 2022.*

....."

As per the provisions of the aforesaid Regulations, the State Nodal

Agency GEDA has to perform various tasks such as development and maintain RPP0 web-portal for registration by the Obligated Entities and for the compliance, monitoring and reporting etc. of RPP0s and simultaneously formulate suitable Procedures for smooth functioning of Web-portal in relation to such activities. Further, the Regulation 7 (4) (i) provides that the State Agency shall, submit on quarterly as well as yearly basis status report to the Commission in respect of compliance of Renewable Power Purchase Obligation by the Obligated Entity (ies) in the format at Appendix-I of the GERC (RPO) Regulations, 2025. Further, the Regulation 7 (4) (ii) provides that the State Agency may also recommend appropriate action to the Commission, if required, for compliance of the Renewable Power Purchase Obligation.

8. We further consider it relevant to refer the Regulation 8 of the GERC (RPO) Regulations, 2025 which read as under:

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8. Registration and reporting by the Obligated Entities. –

(1) The Obligated Entities, including those already registered off line with the State Agency, shall mandatorily register themselves

online on RPPPO Web- portal within three months from the date on which the RPPPO Web-portal is declared, under Clause (ii) of Sub-regulation (3) of Regulation 7 to be operative, or from the date on which the entity qualifies for being an Obligated Entity under these Regulations, whichever is later, and shall also furnish requisite information, on quarterly and annual basis as per the Procedure formulated by the State Agency under Clause (i) of Sub- regulation (3) of Regulation 7.

(2) The Obligated Entity shall have the exclusive right to adjust, in any sequence, the energy consumed by it from RE Sources, as per Sub- regulation (2) of Regulation 5 of these Regulations for meeting its RPPOs for relevant category and also for getting certificates for the surplus procurement of renewable energy, if any, after offsetting the RPPOs.

(3) The Obligated Entities shall submit, online, necessary details, duly taking into account the provisions specified under Regulations 4 and 5 of these Regulations, regarding total consumption of electricity, power purchased from RE Sources or Renewable Energy Certificate(s) procured and the shortfall, or surpluses as

the case may be, in meeting the RPPOs along with the reasons for shortfalls, if any, and the plans for fulfilment of RPPO as well as any other information as the State Agency may require, on quarterly basis before the end of the sixth week of the succeeding quarter and annual consolidated report on or before the 15th May of the succeeding year:

Provided that till such time the RPPO Web-portal becomes fully operative under Clause (ii) of Sub regulations (3) of Regulation 7, such information shall be submitted in physical form to the State Agency.

- (4) The State Agency shall get the data submitted as per sub-Regulation (2) and (3) of this Regulation, to it by the Obligated Entities, other than the Distribution Licensee and get it verified from the appropriate authorities viz the Nodal Agency in case of Open Access Consumers and the officers designated by the Distribution Licensee in case of co-located Captive Consumers:*

Provided that the Commission, if it finds appropriate from submissions of the State Agency, may, also appoint the third-party agency, for verification of the details provided by the Obligated

Entities.

(5) Save as provided in Sub-regulations (2), (3) and (4) of this Regulation, the Distribution Licensee shall also indicate, along with sufficient proof thereof, the estimated quantum of purchase from RE Sources, relevant to each category of RPPOs, for the ensuing year(s) in MYT tariff/ ARR Petition in accordance with Regulations made by the Commission. The estimated quantum of purchase shall duly take into account the provisions of Regulation 4 of these Regulations.

(6) The State Agency shall host the status of RPPO compliance by the Obligated Entities, as per Clause (i) of Sub-regulation (4) of Regulation 7 on its website

.....”

Thus, the Regulation 8 of GERC (RPO) Regulations, 2025 states about registration and reporting by the Obligated Entities and actions are to be taken by the State Nodal Agency GEDA in this regard.

9. We note that under the Regulation 8 of the GERC RPO Regulations, 2025, it is stipulated that the Obligated Entities shall submit, online,

necessary details, duly taking into account the provisions specified under Regulations 4 and 5 of the Regulations, regarding total consumption of electricity, power purchased from RE Sources or Renewable Energy Certificate(s) procured and the shortfall, or surpluses as the case may be, in meeting the RPPOs along with the reasons for shortfalls, if any, and the plans for fulfilment of RPPO as well as any other information as the State Agency may require, on quarterly basis before the end of the sixth week of the succeeding quarter and annual consolidated report on or before the 15th May of the succeeding year, providing that till such time the RPPO Web-portal becomes fully operative under Clause (ii) of Sub Regulations (3) of Regulation 7, such information shall be submitted in physical form to the State Agency.

10. The Regulation 8 further provides that the State Agency shall get the data submitted as per sub-Regulation (2) and (3) of the Regulation 8, to it by the Obligated Entities, other than the Distribution Licensee and get it verified from the appropriate authorities viz., the Nodal Agency in case of Open Access Consumers and the officers designated by the Distribution Licensee in case of co-located Captive Consumers. The aforesaid Regulations also provided that the Distribution

Licensee shall also indicate the estimated quantum of purchase from RE Sources along with sufficient proof thereof, relevant to each category of RPPOs, for the ensuing year(s) in MYT tariff/ ARR Petition in accordance with Regulations made by the Commission. The estimated quantum of purchase shall duly take into account the provisions of Regulation 4 of the GERC (RPO) Regulations, 2025 and the State Agency shall host the status of RPPO compliance by the Obligated Entities, as per Clause (i) of sub-Regulation (4) of Regulation 7 on its website.

11. The Regulation 9 of the RPO Regulations, 2025, provides as under:

"9. Compliance and Monitoring: The Obligated Entities who are procuring/consuming electricity from sources other than renewable energy sources having capacity of above 1 MW shall require to file a Petition before the Commission after completion of respective financial year providing the details of the Renewable Purchase Obligation fulfilled by them in compliance to the provisions of this Regulations prior to 30th June of the succeeding financial year. The obligated entities shall also require to provide the details for compliance of RPPO in specified format which are part of these Regulations provided in Appendix-1 on quarterly basis. Such format may be revised by the Commission as may require from time to time. Provided that in case of the Obligated Entity procuring/consuming

power below 1 MW from sources other than renewable energy sources, shall provide the details of RPP0 compliance by them to the State Agency. In such case, the State Agency shall require to file RPP0 compliance Petition before the Commission on completion of respective financial year providing the details of the Renewable Purchase Obligation fulfilled by such obligated entities in compliance to the provisions of these Regulations prior to 30th June of the succeeding financial year. Provided further that the Obligated Entity shall upload the details of Renewable Energy Purchase and status of RPO Compliance on quarterly basis on its website. The State Nodal Agency shall also upload the RPO Compliance details submitted by the Obligated Entity on its Website."

12. Thus, under the Regulation 9, it is provided that the Obligated Entities who are procuring/consuming electricity from sources other than renewable energy sources having capacity of above 1 MW shall require to file a Petition before the Commission after completion of respective financial year providing the details of the RPO fulfilled by them in compliance to the provisions of the Regulations. Whereas, in case of the Obligated Entity procuring/consuming power below 1 MW from sources other than renewable energy sources, shall provide the details of RPO compliance by them to the State Agency. In such case, the State Agency shall require to file RPO compliance Petition before

the Commission upon completion of respective financial year providing the details of the RPO fulfilled by such obligated entities in compliance to the provisions of these Regulations.

13. We note that under the provisions of the GERC (RPO) Regulations, 2025, the roles and responsibilities of various entities like State Nodal Agency GEDA, DISCOMs etc., for implementation of the provisions of the Regulations are categorially stipulated. The Commission has noted that till date State Agency GEDA has not placed on record any details/information in relation to the development of RPP0 web-portal, procedures of monitoring and reporting etc. for smooth functioning of Web-portal in relation to such activities. Further, in case of Open Access Consumers, the State Nodal Agency GEDA is the appropriate authority and in case of co-located Captive Consumers, the officers designated by the Distribution Licensee has to verify the RPO compliances data of such Obligated Entities. We note that till date, neither State Nodal Agency GEDA has submitted any details/information in regard to verification of RPO compliance data of Open Access consumers nor the concerned Distribution Licensees in respect of co-located Captive consumers.

14. We further note that the State Nodal Agency GEDA has not filed any Petition before the Commission till date, particularly in case of the Obligated Entities procuring/consuming power below 1 MW from sources other than renewable energy sources, providing the details of RPO compliance for FY 2024-25. We further note that State Agency GEDA has not furnished any information/details providing the RPO compliance details for FY 2024-25, in accordance with RPO Regulations, 2025 in regard to other obligated entities, i.e., other than distribution licensees, who are procuring/consuming electricity from sources other than renewable energy sources having capacity of above 1 MW who have to file Petition before the Commission.,
15. The Commission also note that in order to compile the RPO details of other obligated entities procuring electricity above/ below 1 MW from sources other than RE sources, the State Agency GEDA may require details / information from other entities like State Load Despatch Centre (SLDC), Chief Electrical Inspector (CEI) and respective distribution licensees. Therefore, the State Agency GEDA may require to specify role and responsibilities of these entities for ensuring better coordination and to receive requisite information from these entities in timely manner.

16. The Commission in its Daily Order dated 26.05.2026 in Petition No. 2644 of 2026, has decided as under:

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3.1. We note that the Hon'ble APTEL in its judgement dated 25.04.2014 in Appeal No. 24 of 2013 and IA No. 39 of 2013 directed the State Commission that after completion of the financial year, the State Commission has to review the actual performance in respect of RPO and pass necessary directions as per the Regulations either suo-motu or on a petition filed by an obligated entity. Such review should be subjected to public notice to invite suggestions and objections from all the stakeholders. Thus, for annual review of RPO or otherwise by the State Commission either suo-motu or on application from an obligated entity, the suggestions and objections of the public are required to be invited.

3.2. According to above directions of Hon'ble APTEL, it is necessary to issue a public notice and invite suggestions/objections/views from all the stakeholders in the matter pertaining to compliance of RPO by the obligated entities. We note that the Petitioner has filed the present Petition for the RPO compliance for FY 2024-25 under the GERC (Procurement of Energy from Renewable Sources) Regulations, 2010 and its subsequent Amendments. We, therefore, decide that it is necessary to conduct a public hearing to take into consideration the views of the stakeholders before deciding the matter. The Petitioner is,

therefore, directed to issue a public notice in two daily Gujarati Newspapers and one English Newspaper having wide circulation in the State and invite comments/suggestions/views from the stakeholders stating that they have filed Petition No. 2644 of 2026 before the Commission along with its subject matter and relief sought therein. The Petitioner is also directed to upload the present Petition with all the relevant documents on its website and invite comments and suggestions from the stakeholders on the Petition on affidavit within 30 days from the date of issue of public notice. The Petitioner shall also state in the public notice that the stakeholders/objectors/ views shall file their objections/suggestions/ views in the Petition to the Secretary, Gujarat Electricity Regulatory Commission, 6th Floor, GIFT ONE, Road 5C, Zone 5, GIFT City, Gandhinagar – 382 050, Gujarat in five copies along with affidavit in support of their submissions with a copy to the Petitioner. Upon completion of such publication, the Petitioner shall file compliance affidavit along with the copies of public notices published in the newspapers in the present matter.

- 3.3. The staff of the Commission is also directed to upload the Petition along with all the relevant documents on the website of the Commission for inviting comments/suggestions from the stakeholders after the public notice is issued by the Petitioner and Petition is uploaded on its website.

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17. Moreover, the Commission in its Daily Order dated 26.05.2026 in Petition No. 2644 of 2026 also decided to initiate suo motu proceedings and gave similar directives to the staff of the Commission. The relevant para of the said Order is reproduced as under:

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6. We note that till date State Agency GEDA has not filed any Petition before the Commission, particularly in case of the Obligated Entities procuring/consuming power below 1 MW from sources other than renewable energy sources, providing the details of RPO compliance for FY 2024-25. Further, the State Agency has also not reported to the Commission regarding development of web portal for monitoring of RPO even after passage of around 9 months upon Notification of RPO Regulations, 2025. We further note that other than distribution licensees, no other obligated entities who are procuring/consuming electricity from sources other than renewable energy sources having capacity of above 1 MW have filed Petition before the Commission, providing the RPO compliance details for FY 2024-25, in accordance with RPO Regulations, 2025.

7. We also note that in order to compile the RPO details of other obligated entities procuring electricity above/ below 1 MW from sources other than RE sources, the State Agency

GEDA may also require to coordinate with other entities like State Load Despatch Centre (SLDC), Chief Electrical Inspector (CEI) and respective distribution licensees etc.

8. With consideration of aforesaid aspects, we deem it appropriate to call upon aforesaid entities i.e., State Agency GEDA, CEI and Distribution Licensees through initiating separate Suo motu proceedings. Accordingly, we direct the staff of the Commission to initiate separate Suo motu proceedings in the matter joining State Agency GEDA, CEI and Distribution Licensees as parties to such separate Suo Motu proceedings, so as to verify the status of implementation of the provisions of the RPO Regulations, 2025 and ensure coordination amongst the aforesaid entities for ensuring timely availability of required details of RPO compliance....."

18. We also note that in above Daily Order, it is further recorded that in order to compile the RPO details of other obligated entities procuring electricity above/below 1 MW from sources other than RE sources for the FY 2024-25, the Commission decided to initiate Suo Motu proceedings for verification of the status of implementation of the provisions of the RPO Regulations, 2025 and to ensure coordination amongst concerned entities for ensuring timely availability of required details of RPO compliance. The role of following entities is crucial for ensuring seamless flow of information/data for effective

implementation of the Regulations:

- (1) Gujarat Energy Development Agency (GEDA)
- (2) Chief Electrical Inspector (CEI)
- (3) State Load Dispatch Centre – Gujarat (SLDC)
- (4) Gujarat Urja Vikas Nigam Limited
- (5) Dakshin Gujarat Vij Company Limited
- (6) Madhya Gujarat Vij Company Limited
- (7) Paschim Gujarat Vij Company Limited
- (8) Uttar Gujarat Vij Company Limited
- (9) Torrent Power Limited, Ahmedabad
- (10) Torrent Power Limited, Surat
- (11) Torrent Power Limited, Dahej
- (12) Torrent Power Limited, Dholera
- (13) Torrent Power Limited, MBSIR
- (14) MPSEZ Utilities Limited
- (15) GIFT Power Company Limited
- (16) Aspen Infrastructure Limited
- (17) Jubilant Infrastructure Limited
- (18) Deendayal Port Authority
- (19) Gujarat Energy Transmission Corporation Limited (GETCO)

19. Considering the above, the Commission has decided to initiate Suo Motu proceedings and implead the aforesaid entities as Respondents to the present proceeding in order to verify the compliance of the RPO by the Obligated Entities of the State and in case of any default by

the Obligated Entities, to decide the appropriate actions that may be required to be initiated against the defaulting Obligated Entities concerned, in accordance with the provisions of the Electricity Act, 2003 read with the GERC (Procurement of Energy from Renewable Sources) Regulations, 2025.

20. We direct the State Nodal Agency GEDA to file its submissions placing on record Action Taken Report in compliance to the provisions of GERC (RPO) Regulations, 2025 as mentioned at para 13 & 14 along with status of RPO compliance by different obligated entities for FY 2024-25 on affidavit in support thereof in five copies. The State Nodal Agency GEDA may identify the entities from which it requires the details/information for verification of RPO compliances by the obligated entities more specifically Obligated entities who are consuming the power through Open Access/ CPPs for discharging its functions under the Regulations. Furthermore, if the State Nodal Agency GEDA faces any difficulty in collection of such requisite details/information from the other entities concerned like CEI, SLDC, GUVNL/Discoms, GETCO, it may seek appropriate directions from the Commission, if so required, and may also submit any other facts which it may consider appropriate for consideration of the

Commission in the aforesaid submissions.

21. The State Nodal Agency GEDA is directed to file its submissions along with the necessary supporting documents before the Commission on or before 31.08.2026 to enable the Commission to decide the issue in the present petition.
22. We further direct Distribution Licensees to file their submissions, along with necessary supporting documents, if any, before the Commission in regard to verification of RPO compliance of co-located captive generating plant, if any, as well as action taken report in accordance with the GERC (RPO) Regulations, 2025 along with other information which it may consider appropriate for consideration of the Commission in the aforesaid submissions. We also direct the SLDC and/or GETCO to provide details of Entities who have procured energy from conventional sources through Open Access/third party sources/CPPs during FY 2024-25 to the State Nodal Agency GEDA so as to facilitate it in verification of RPO compliances and report the Commission accordingly.
23. The Staff of the Commission is also directed to host the present Suo Motu Petition on the website of the Commission and issue public

notice in two daily Gujarati Newspapers and one English Newspaper having wide circulation in the State/National level to invite comments/suggestions from the stakeholders. Any person who desires to file their submissions on the subject matter, may file it alongwith an affidavit in support thereof in five copies to the Secretary, Gujarat Electricity Regulatory Commission, 6th Floor, GIFT ONE Tower, GIFT CITY, Gandhinagar on or before 31.08.2026.

24. The Commission will pass an appropriate order in the matter after hearing all the respondents and concerned persons. The matter will be heard by the Commission on 08.09.2026 at 11:30 hours, through Hybrid Mode.

[Ranjeeth Kumar J., IAS]
Secretary

Gujarat Electricity Regulatory Commission
Gandhinagar, Gujarat

Place: Gandhinagar.
Date: 28/07/2026.