

**CENTRAL ELECTRICITY REGULATORY COMMISSION  
NEW DELHI**

**Petition No. 78/MP/2022  
along with IA No. 9/IA/2022**

Subject : Petition under Section 79 of the Electricity Act, 2003 read with the relevant provisions of Power Purchase Agreements dated 3.7.2020 *inter alia* seeking extension of time for achieving Financing Closure and Land Acquisition as well as extension of Scheduled Commissioning Date of 300 MW solar power project on account of the Force Majeure event beyond the reasonable control of the Petitioner, viz. inordinate delay/time taken by the Government of India in approving the Petitioner's Foreign Direct Investment application.

Date of Hearing : 22.3.2022

Coram : Shri I. S. Jha, Member  
Shri Arun Goyal, Member  
Shri P. K. Singh, Member

Petitioner : Masaya Solar Energy Private Limited (MSEPL)

Respondents : Solar Energy Corporation of India Limited (SECI) and 5 Ors.

Parties Present : Shri Aniket Prasoon, Advocate, MSEPL  
Ms. Shweta Vashist, Advocate, MSEPL  
Ms. Priya Dhankhar, Advocate, MSEPL  
Ms. Shubham Mudgil, Advocate, MSEPL  
Shri M. G. Ramachandran, Sr. Advocate, SECI  
Ms. Tanya Sareen, Advocate, SECI  
Shri Ravi Nair, Advocate, SECI  
Ms. Suparna Srivastava, Advocate, CTUIL/PGCIL  
Shri Tushar Mathur, Advocate, CTUIL/PGCIL  
Ms. Soumya Singh, Advocate, CTUIL/PGCIL  
Shri Partha Sarathi Das, CTUIL  
Shri Bhaskar Laxmanrao Wagh, CTUIL  
Shri Swapnil Verma, CTUIL  
Shri Siddharth Sharma, CTUIL  
Shri Ranjeet Singh Rajput, CTUIL  
Shri Vikash Kumar, MSEPL

**Record of Proceedings**

Case was called out for virtual hearing.

2. Learned counsel for the Petitioner submitted that the present Petition has been filed, *inter-alia*, seeking extension of time for achieving financial closure and land acquisition as well as extension of the Scheduled Commissioning Date ('SCD') of 300 MW solar power project on account of force majeure event beyond the reasonable control of the Petitioner, viz. inordinate delay/time taken by the



Government of India in approving the Petitioner's Foreign Direct Investment application.

3. Learned senior counsel for the Respondent, SECI submitted that the Petitioner's request for extension of SCD is already under consideration and accordingly, the matter may be adjourned till the first week of May, 2022.

4. Learned counsel for the Petitioner submitted that the Respondent, SECI may be directed not to take any coercive action(s) against the Petitioner in the meantime. In response, learned senior counsel for the Respondent, SECI clarified that since the request of the Petitioner is already under consideration, SECI will not proceed to take any coercive action(s).

5. Considering the submissions made by the learned counsel for the Petitioner and learned senior counsel for SECI, the Commission adjourned the matter.

6. The Petition may be listed for hearing in the month of May, 2022 for which separate notice will be issued.

**By order of the Commission**

**Sd/-  
(T.D. Pant)  
Joint Chief (Law)**