



THE UTTAR PRADESH ELECTRICITY REGULATORY COMMISSION

LUCKNOW

Petition No. 2411 of 2026

QUORUM

Hon'ble Shri Arvind Kumar, Chairman

Hon'ble Shri Sanjay Kumar Singh, Member

Hon'ble Shri Griesh Kumar Vaish, Member (Law)

IN THE MATTER OF

Petition under Sections 86(1)(e), 86(1)(k), 181 and other applicable provisions of the Electricity Act, 2003 read with regulation 10 & 19 the UPERC (Captive and Renewable Energy Generating Plants) Regulations, 2024 and Regulation 15 of the Uttar Pradesh Electricity Regulatory Commission (Conduct of Business) Regulations, 2019 seeking clarification, removal of certain difficulties and appropriate directions regarding phased commissioning declaration of Part-COD, consumer-wise commissioning and implementation of Regulation 10 in respect of Solar Parks developed through common evacuation infrastructure.

AND

IN THE MATTER OF

M/s Garda Solar Private Limited (GSPL)

5th Floor North Tower M2M, Tea Point, Sector-65

Golf Course Extension Road, Gurugram, Haryana-122018

...Petitioner

VERSUS

UP SLDC Limited

Through its director,

Phase-II, Vibhuti Khand, Gomti Nagar, Lucknow-226010

... Respondent





FOLLOWING WERE PRESENT

1. Sh. Divyanshu Bhatt, Advocate, GSPL
2. Sh. Shashwat Singh, Advocate, GSPL
3. Sh. Abhayaditya Singh, GSPL
4. Sh. Sarvesh Kumar, SE (RAU), UP SLDC
5. Sh. Mohammad Juned, EE (RAU), UP SLDC

ORDER

(DATE OF HEARING: 17.09.2026)

1. The Petitioner, GSPL, has filed the Petition for seeking clarification, removal of certain difficulties and appropriate directions regarding phased commissioning, declaration of Part-COD, consumer-wise commissioning and implementation of Regulation 10 in respect of Solar Parks developed through common evacuation infrastructure. The prayers are as follows:
 - a) Declare and hold that the commissioning framework contained in the UPERC (Captive and Renewable Energy Generating Plants) Regulations, 2024, including Regulation 10, is not applicable to Solar Parks, which are developed through common evacuation infrastructure in a manner that permits phased commissioning and declaration of Part Commercial Operation Date (Part-COD) for individual generating units or consumer capacities; or in the alternative
 - b) Kindly Clarify and/or prescribe the methodology in respect of Solar Parks that provides for various aspects of commissioning, including consumer-wise commissioning, phased synchronisation, phased and unit wise commissioning, declaration of Part-COD and utilisation of common evacuation infrastructure developed by a Solar Park Developer; and
 - c) Permit aggregation of capacities within the Solar Park for the purpose of compliance with the trial run requirements, or alternatively prescribe such mechanism as this Commission may deem fit and proper for commissioning of individual generating





units, which are below the currently prescribed minimum quantum for commissioning; and

- d) Issue appropriate directions enabling commissioning and commercial operation of technically compliant generating units forming part of the Petitioner's Solar Park upon satisfaction of all applicable technical, safety, metering, protection and connectivity requirements; and
- e) Pending final clarification or prescription of the methodology in the present petition, this Commission may kindly issue appropriate and necessary direction(s) or order(s) in the interim to the Respondent to process and grant synchronisation, trial run, Part-COD and commercial operation approvals for technically compliant generating units within the Petitioner's Solar Park in accordance with such interim directions as this Commission may deem fit.
- f) Pass such further orders, directions and reliefs as this Commission may deem fit and proper in the facts and circumstances of the present case.

2. During the hearing, Sh. Divyanshu Bhatt, learned counsel for the Petitioner, submitted that the Petition had been filed in view of practical difficulties being faced in commissioning of Solar Parks comprising multiple consumer capacities sharing common evacuation infrastructure. He further submitted that most of the concerns raised in the Petition have already been brought before the Commission during the consultation process of the Draft UPERC (Uttar Pradesh Electricity Grid Code) Regulations, 2026. Sh. Bhatt further submitted that the Petitioner had also filed its comments and participated in the Public Hearing on the Draft UPERC (Uttar Pradesh Electricity Grid Code) Regulations, 2026 held on 02.09.2026. However, certain aspects still require clarification by the Commission.
3. The Commission sought details regarding the project capacity, location, number of project developers within the Solar Park and target consumers. The Petitioner submitted that the project capacity is 50 MW, located in District Mahoba, consists of approximately 15-20 developers, and is intended to supply power primarily to cement and automobile industries.
4. The Commission observed that although the submissions made during the public hearing are on record, the issues raised in the present Petition require specific





consideration. Accordingly, the Commission granted liberty to the Petitioner to file the issues raised in the present Petition as additional comments on the Draft UPERC (Uttar Pradesh Electricity Grid Code) Regulations, 2026.

5. The Commission further observed that while the extant CRE Regulations, 2024 provide a framework relating to trial run, Part-COD and commissioning of a Project Developer, they do not specifically provide a dispensation for Solar Parks developed through common evacuation infrastructure. The Petitioner may therefore also submit detailed proposals regarding the dispensation sought for Solar Parks. The Petitioner may further place on record provisions, regulatory frameworks, orders or implementation mechanisms adopted by other State Electricity Regulatory Commissions in respect of Solar Parks, Renewable Energy Parks or similar project structures, for consideration of the Commission.

The Petition is disposed of with directions as above.

(Griesh Kumar Vaish)
Member (Law)

(Sanjay Kumar Singh)
Member

(Arvind Kumar)
Chairman

Place: Lucknow

Dated: 29.09.2026

