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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

CNR No. DLHC010384342026

+ **W.P.(C) 11941/2026 & CM APPL. 55325/2026, CM APPL. 55326/2026, CM APPL. 55327/2026**

SPRNG VAYU VIDYUT PRIVATE LIMITED Petitioner

Through: Mr. Dayan Krishnan, Senior Advocate and Mr. Ashish Dholakia, Senior Advocate with Mr. Deep Rao Palepu, Mr. Karthikeyan Murugan and Mr. Prajeet Ghosh, Advocates
Mr. Sukrit Seth, Ms. Radhika Yadav and Mr. Subhoday Banerjee, Advocates

versus

**CENTRAL TRANSMISSION UTILITY
OF INDIA LIMITED & ORS.**

.....Respondents

Through: Mr. Saurabh Arya, Ms. Pallavi Saigal and Mr. Harsha Parakh, Advocates for R-1
Mr. Abhyudaya Shishodia, Advocate for R-2

**CORAM:
HON'BLE MR. JUSTICE AMIT BANSAL**

ORDER
18.08.2026

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CM APPL. 55326/2026 (exemption)

CM APPL. 55327/2026 (seeking permission for filing lengthy synopsis and list of dates)



1. Allowed, subject to all just exceptions.

W.P.(C) 11941/2026

CM APPL. 55325/2026 (seeking interim relief)

2. The present petition has been filed seeking the following reliefs:-

- (a) Issue an appropriate writ, order, or direction, quashing and setting aside the Impugned Communication dated 14.08.2026 issued by Respondent No. 1, Central Transmission Utility of India Limited;
- (b) Issue an appropriate writ, order or direction, restraining Respondent No. 1 from acting on the Impugned Communication by encashing: (i) Bank Guarantee No. PEBBOM266721 dated 05.12.2023 of INR 50,00,000/- issued by The Hong Kong & Shanghai Banking Corporation Limited, New Delhi; (ii) Bank Guarantee No. 5544610267 dated 20.09.2024 of INR 3,00,00,000/- issued by Citibank N.A., New Delhi; and (iii) Bank Guarantee No. 5545610267 dated 20.09.2024 of INR 2,00,00,000/- issued by Citibank N.A., New Delhi (as renewed from time to time);
- (c) Issue an appropriate writ, order or direction, restraining Respondent No. 1 from acting on the Impugned Communication by revoking the Connectivity granted vide Respondent No. 1's final grant of connectivity dated 11.03.2024 bearing Grant No. CTU/W/5/INT-1C/022000000022;



- (d) Issue an appropriate writ or order directing Respondent No. 1 to grant the Petitioner an additional time of 59 days, i.e. from 22.05.2026 to 20.07.2026, being the Respondent No. 1's delay in scrutinising the Financial Closure Documents submitted by SVVPL on 07.05.2026;
- (e) Without prejudice and in the alternative, hold and declare that the Detailed Procedure dated 10.04.2026 issued by Respondent No. 1 CTUIL is manifestly arbitrary, without jurisdiction and bad in law insofar as it retrospectively imposes a minimum project cost benchmark for the purposes of the Financial Closure Milestone under the GNA Regulations including to connectivity grantees whose final grant pre-dates promulgation of the Detailed Procedure; and

3. Brief facts necessary for deciding the present petition are as follows:

3.1. The petitioner is a “generator company” within the meaning of Section 2(28) of the Electricity Act, 2003 and is engaged in the development of renewable energy generating stations.

3.2. The petitioner had made an application on 17th April, 2023 to the respondent no.1/Central Transmission Utility of India Ltd. (“CTUIL”) for the grant of 100 MW connectivity in respect of its proposed wind power project at Dhar, Madhya Pradesh.

3.3. The respondent no.1/CTUIL granted connectivity in favour of the petitioner *vide* communication dated 11th March, 2024. In terms of the prevalent advisory, at the relevant point of time, the project cost in respect of the wind power project was fixed at Rs.7 crore per MW of electricity generated, which was required to be achieved by the petitioner as part of the Financial Closure, the prescribed date for which was 30th June, 2026.



- 3.4. On 10th April, 2026, the aforesaid threshold was increased from Rs.7 crore per MW to Rs.8 crore per MW for purposes of connectivity.
- 3.5. The petitioner achieved Financial Closure on the basis of Rs.7 crore per MW and this was communicated to the respondent no.1/CTUIL vide email dated 7th May, 2026. However, the same was not acceptable to the respondent no.1/CTUIL on account of the increase in threshold from Rs.7 crore to Rs.8 crore.
- 3.6. Ultimately, the impugned communication dated 14th August, 2026 was issued by the respondent no.1/CTUIL threatening to revoke the connectivity and invoke the bank guarantees furnished by the petitioner.
4. Aggrieved by the aforesaid, the present writ petition has been filed.
5. Without prejudice to the rights and contentions of the petitioner, it is submitted that the petitioner is willing to comply with the current threshold of Rs.8 crore per MW to achieve financial closure and suitable time may be given for the same.
6. Mr. Dayan Krishnan, senior counsel appearing on behalf of the petitioner, submits that the petitioner is in the process of filing a statutory petition before the respondent no.2/Central Electricity Regulatory Commission (“CERC”) and that one (1) week’s time be given for the same.
7. The Court is informed that the sitting of the CERC is scheduled on 27th August, 2026.
8. Issue Notice.
9. Notice is accepted by counsel appearing on behalf of the respondent no.1/CTUIL and the respondent no.2/CERC.
10. Considering the aforesaid submissions, it is directed that status *quo* shall be maintained till the time the interim application filed by the



petitioner is considered by the respondent no.2/CERC.

11. The respondent no.2/CERC shall decide the interim application uninfluenced by the observations made by this Court.

12. Needless to state, this Court has not expressed any observation with regard to the merits of the case.

AMIT BANSAL, J

AUGUST 18, 2026
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