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

CNR No. DLHC010391682026

+ **W.P.(C) 12183/2026**

SHUDH SOLAR POWER PRIVATE LIMITED Petitioner

Through: Mr. Dayan Krishnan, Sr. Adv. and
Mr. Ashish Dholakia, Sr. Adv. with
Mr. Yashaswi Kant, Mr. Ameya
Vikram Mishra and Mr. Mukut
Choudhary, Advs.

versus

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

.....Respondents

Through: Mr. Shubham Arya and Ms. Kaavya
Madaan, Advs. for R-1.
Mr. Abhyudaya Shishodia, Adv. for
R-2.

CORAM:

HON'BLE MR. JUSTICE AMIT BANSAL

ORDER

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20.08.2026

**CM APPL. 56422/2026 (seeking permission for filing lengthy synopsis
and list of dates)**

1. Allowed, subject to all just exceptions.

W.P.(C) 12183/2026, CM APPL. 56421/2026 (interim relief)

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



- (a) Issue an appropriate writ, order, or direction, quashing and setting aside the Impugned Communication dated 17.08.2026 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 upon the Impugned Communication by invoking and/or encashing: (i) Bank Guarantee No. 0303-04858475-916203 dated 15.03.2024 for an amount of INR 50,00,000/-; (ii) Bank Guarantee No. 0303-04858475-916202 dated 15.03.2024 for an amount of INR 3,00,00,000/-; and (iii) Bank Guarantee No. 0303-04858475-916201 dated 15.03.2024 for an amount of INR 5,00,00,000/-, all issued by The CSB Bank Limited, as renewed and/or extended from time to time;
- (c) Issue an appropriate writ, order or direction restraining Respondent No. 1 from acting upon the Impugned Communication by revoking the 250 MW Connectivity granted to the Petitioner vide Respondent No. 1's Intimation for Final Grant of Connectivity dated 16.01.2025, bearing Reference No. CTU/N/5/Conn-INT-1C/2200000306;
- (d) 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 23rd October, 2023 to the respondent no.1/Central Transmission Utility of India Ltd. (“CTUIL”) for grant of 250 MW connectivity for its proposed solar power project at *Bikaner, Rajasthan*.

3.3 The connectivity was granted by the respondent no.1/CTUIL to the petitioner on 16th January, 2025. Financial closure was required by 11th May, 2026.

3.4 On 10th April, 2026, the threshold was fixed at Rs. 5 crore per MW.

3.5 The petitioner achieved financial closure on 7th May, 2026 and communicated the same on 8th May, 2026. The respondent no.1/CTUIL did not accept it due to the threshold of Rs. 5 crore per MW (as per 10th April, 2026).

3.6 The impugned communication dated 17th 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. It is submitted on behalf of the petitioner that the petitioner is in the process of filing a statutory petition before the respondent no.2/CERC and seeks one week's time.

6. The Court is informed that the sitting of CERC is scheduled on 27th August, 2026.

7. Issue Notice.



8. Notice accepted by counsel for the respondents.
9. Considering the aforesaid submissions, it is directed that status *quo* shall be maintained till the interim application filed by the petitioner is considered by the respondent no.2/CERC.
10. The respondent no.2/CERC shall decide the interim application uninfluenced by observations made by this Court.
11. Accordingly, the writ petition stands disposed of.
12. This Court has not expressed any opinion on the merits.

AMIT BANSAL, J

AUGUST 20, 2026
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