



Saransh Shaw

Counsel

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Practice

Dispute Resolution

Education

B.A. LL.B, National Law
University, Delhi (2015)

Professional Affiliations

Bar Council of Delhi
Delhi High Court Bar
Association

Saransh Shaw is a Counsel in the Dispute Resolution practice group in the Delhi NCR office. Saransh specializes in the field of regulatory litigation, with a focus on energy regulatory matters for the past 11 (eleven) years.

Saransh has successfully represented clients in matters which have significant sector-wide implications, such as disputes concerning the minimum area of supply obligation of distribution licensees, curtailment of renewable energy generation and high-stakes tariff appeals.

REPRESENTATIVE MATTERS

In his areas of expertise, Saransh has advised the following clients:

- Successfully represented a wind power generating company in an Appeal challenging the deductions made in monthly invoices by the distribution licensee for power generated beyond the normative Capacity Utilisation Factor before the Appellate Tribunal for Electricity (APTEL) and the Supreme Court of India (Supreme Court);
- Successfully represented a client in the context of tariff adoption for procurement of power from a solar power project before the Central Electricity Regulatory Commission (CERC) under Section 63 of Electricity Act, 2003;
- Successfully represented the client before the Gujarat Electricity Regulatory Commission on the issue relating to replacement of damaged solar modules as part of its O&M expenses;
- Successfully represented the client before the Supreme Court in challenge to validity of its distribution licence and against levy of cross subsidy charges;
- Successfully represented the client in Appeals before APTEL, challenging various disallowances in the generation and distribution project cost, securing a substantial recovery;
- Successfully represented the client in a challenge by the State Distribution Company to its inter-state transmission license. Currently representing the client before the Supreme Court on the aforesaid issue;

- Successfully represented the client before APTEL and the Supreme Court seeking its treatment as an industrial consumer and recovery of excess tariff paid by it for procurement of start-up power;
- Successfully represented a transmission licensee in a tariff petition filed before CERC;
- Successfully represented a greenfield smart industrial city in an Appeal pertaining to exemption from grant of distribution license on the basis of State Government's recommendation under Section 13 of the Electricity Act, 2003;
- Successfully represented a thermal power generator in a claim for recovery of losses in capacity charge pursuant to bifurcation of the State of Andhra Pradesh before CERC;
- Representing various clients in the context of their RE projects before CERC, APTEL and other fora in disputes pertaining to termination of the Power Purchase Agreement (PPA) due to Force Majeure Events, Change in Law claims and various other contractual disputes;
- Representing a wind power generating company in a matter pertaining to payment of relinquishment charges before CERC;
- Representing a thermal power generator before the High Court of Delhi for recovery of escalable energy charges levied in terms of revised escalation indices issued by CERC;
- Successfully represented a thermal power generator in relation to claims of coal cost pass-through and other Change in Law events before CERC, Uttar Pradesh Electricity Regulatory Commission and APTEL; and
- Represented a trading licensee in a dispute regarding breach of terms and conditions of a Power Purchase Agreement before Haryana Electricity Regulatory Commission and APTEL.

PUBLICATIONS AND PRESENTATIONS

Saransh Shaw has authored the following contributions:

- "The power of Central Electricity Regulatory Commission to refer disputes to arbitration under Electricity Act, 2003" published by Lexology;
- "CERC Proposes Introduction of Virtual Power Purchase Agreements" published by Lexology;
- "Special purpose vehicles cannot be equated with 'association of persons' for verifying captive status" published by Mondaq;
- "Ministry of New and Renewable Energy issues competitive bidding guidelines for procurement from grid connected wind solar hybrid projects" published by Lexology; and

- "COVID-19 Regulatory Updates | Power Sector" published by Mondaq.