

ANDHRA PRADESH POWER GENERATION CORPORATION LIMITED

ABSTRACT

Estt -APGenco-ENGINEERING SERVICE -Sri./Smt.SADIK SHAIK, AE-Civil, (now:AEE-Civil), (Emp ID No.1073007),APPDCL-(O&M),duly cancelling the deputation orders, Final Allotment to TSGenco as per the Supplementary Report dt.11-03-2020 to the final report of Hon'ble Justice D.M.Dharmadhikari, Former Supreme Court Judge and one man committee appointed by Hon'ble Supreme Court of India - Relief Orders - Issued.

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G.O.O.No 373/CGM(ADM,IS&ERP)/2019

Dated 14-03-2020

Read the following:

1. AP Reorganisation Act, 2014.
2. G.O.Ms.No.25 of Energy (CC) Department, dt.29-05-2014
3. Memo No.CGM(Adm)/DS(Adm)/AS(Adm)/PO-E/293/2014-3, Dated: 01.06.2014
4. Honourable High Court of A.P order dt.02-02-2018 in W.P.No.16330 of 2015 and batch.
5. Honourable Supreme Court order dt.28-11-2018 in C.A No.11435/2018.
6. Final report of One Man Committee of Justice D.M.Dharmadhikari dt.26-12-2019.
7. Honourable Supreme Court order dt.24-01-2020 in MA.No.60 of 2020 in C.A No.11435/2018.
8. Supplementary report dt.11-03-2020 to Final report of One Man Committee of Justice D.M.Dharmadhikari, dt.26-12-2019.
- 9.LetterNo.Sub-committee/JMD/Addl.Secy/Bifurcation cell/JPO/ D.No.08/2020, dt.12.03.2020 addressed by the sub committee member of AP power Utilities.
- 10.Clarification report dated:13.03.2020 of Hon'ble One Man Committee.

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ORDER:

As per the provisions of AP Reorganisation Act, 2014, and as per the orders issued by the Government of Andhra Pradesh in G.O. 2nd read above, a separate GENCO was created for Telangana State and existing APGenco was ordered to continue to operate in residuary A.P State. Accordingly, certain posts and staff were transferred on order to serve basis to the newly created Telangana GENCO with effect from 02-06-2014.

2) In compliance to the Government Orders, provisional allocation of employees working at APGenco Head Quarters was made between APGenco and TSGenco to carry out day to day works from the appointed day i.e., 02-06-2014 vide references 3rd read above.

3) During the course of time, though modalities for division of employees between two organisations was proposed by APGenco, the TSGenco did not agree and have on 10-06-2015 unilaterally relieved 1157 employees working in TS power utilities stating those are natives of AP State.

4) Aggrieved by the act of TS Power Utilities, cases were filed by some employees and also A.P Power Utilities before Honourable High Court of Andhra Pradesh.

5) During further course of time, the A.P High Court vide judgment dt.02.02.2018 has set aside the orders dt.10-06-2015 issued by T.S.Power Utilities and directed Power Utilities of both the States to form a joint committee to formulate modalities for division of employees.

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6) Aggrieved by the orders of Honourable High Court, TS Power Utilities and TS Power Unions/Associations filed SLP before Honourable Supreme Court and Supreme Court in the reference 5th cited issued orders constituting One Man Committee with Hon'ble Justice D.M.Dharmadhikari, Retd., Supreme Court Judge to decide the division of Power Utility employees of both the States.

7) The said One Man Committee has conducted series of meetings with all the stake holders including the Managements of T.S Power Utilities and A.P Power Utilities and also with the employees Associations of both the States from 20-01-2019 to 15-12-2019 and submitted its final report on 26-12-2019.

8) Aggrieved by the report of the One Man Committee, AP Power Utilities have filed Miscellaneous Appeal No. 60/2020, 61/2020 & 62/2020 (and other connected matters) before the Honourable Supreme Court of India. The Honourable Supreme Court of India by an order dt.24.01.2020 directed the said one man committee to consider the representations of A.P.Power utilities and to correct the mistakes if any in report dt.26.12.2019.

9) As per the directions of the Hon'ble Supreme Court of India, the One Man Committee headed by Justice D M Dharmadhikari former Judge, Supreme Court of India, has submitted supplementary report dt.11-03-2020 to the final report dt.26-12-2019. The Committee has prepared separate allocation lists, based on final modalities dt.17-04-2019 containing names of employees Company-wise who are found suitable for being allocated. Along with the Final report dated 26.12.2019, 655 employees out of 1157 unilaterally relieved employees were allocated to the Andhra Pradesh power utilities and balance 502 employees were allocated to TS power utilities. Out of 655 employees 300 have been allocated to APGenco.

10) As further directed in the supplementary report dated 11.03.2020, 71 employees have been identified by the committee itself as special cases covered by modality No.VIII to XIII to be allocated to Telangana State. Further the Sub-committee member of A.P Power Utilities was entrusted with the task of identifying 584 employees from out of the employees actually working with the AP utilities on "order to serve basis" from out of the lists Annexed to the Supplementary Report of the Committee and to allocate them from A.P Power Utilities to TS Power Utilities. Since 300 employees have been allocated to APGenco (out of the 655 employees) a similar number i.e., 300(including 26 out of the 71 identified by the committee itself) have been identified for allocation from APGenco to TSGenco.

11) While identifying the said 584 employees to be allocated to Telangana Power Utilities, it has been specifically directed that the identification of above mentioned 584 employees should be other than the 655 employees allocated to A.P utilities out of earlier relieved 1157 as per the Final report dated 26.12.2019 who were relieved by T.S in furtherance of the said report dated.26.12.2019, and were awaiting orders of joining in A.P power utilities. Thus the identification of the 584 employees has been made from the employees actually working in A.P on "order to serve basis". It is again clarified in the clarification dated.13.03.2020 issued by the one man committee to the supplementary report dated 11.03.2020.

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12) As such, the process of identification of 584 employees to be allocated to T.S.Power Utilities has been completed by the subcommittee member of A.P Power utilities in accordance with the modalities and working modalities laid down by the committee. A list of said identified 584 employees has been submitted to Hon'ble One Man Committee vide reference 9th read above in compliance of the directions contained in para 27 of the supplementary report dated 11.03.2020.

13) Hon'ble One man Committee issued clarificatory orders dated.13.03.2020 thus in compliance with the Supplementary report dt.11-03-2020 in the reference 10th cited read with clarificatory report dated 13.03.2020 of the Honourable One Man Committee, the employee by name Sri/Smt.SADIK SHAIK, AE-Civil, (now.AEE-Civil), (Emp ID No.1073007),APPDCL-(O&M),duly cancelling the deputation orders,working in APGenco on order to serve basis till date, now stands finally allotted to TSGenco.

14) Therefore in compliance of the directions contained in para 29(I) of the supplementary report dated11.03.2020, Sri/Smt.SADIK SHAIK,AE-Civil, (now.AEE-Civil), (Emp ID No.1073007),APPDCL-(O&M),duly cancelling the deputation orders, who now stands finally allotted to TSGenco, is hereby relieved from the services of APGenco with effect from 14-03-2020 A.N and he/she is ceased to be the employee of APGenco, and he/she is directed to report to the Chairman and Managing Director/TSGenco/Vidyut Soudha/Hyderabad to get posting orders.

(BY ORDER AND IN THE NAME OF ANDHRA PRADESH POWER GENERATION CORPORATION LIMITED)

B. SREEDHAR
MANAGING DIRECTOR

To
Sri/Smt.SADIK SHAIK ,AE-Civil(now.AEE-Civil),
Employee ID: 1073007
Through: Chief Engineer/O&M/APPDCL

Copy to:

The Chairman & Managing Director/TSGenco/VS/Hyderabad.

As per the Supplementary report dt.11-03-2020 of Honourable One Man Committee and further orders thereon, the above incumbent is finally allocated to TSGenco. Hence, it is requested to issue posting orders to him/her. The Service Book, AARs, Property returns & LPC will be sent separately.

The Chief Engineer/O&M/APPDCL

(a) With a request to serve the copy of the proceedings to the employee, duly obtaining the dated acknowledgment.

(b) Take steps to complete the formalities of relieving the employee in all respects on the date mentioned in para (14) above, and forward the report of compliance.

//FORWARDED::BY ORDER//

PERSONNEL OFFICER