

ANDHRA PRADESH POWER GENERATION CORPORATION LIMITED  
VIDYUT SOUDHA:VIJAYAWADA

ABSTRACT

Estt.—APGENCO—Engineering Services-Sri/Smt. M. SAMUEL PRABAHKAR, AAE/CIVIL (now :AE/CIVIL)(EMP ID No.1070584),VIDYUTH SOUDHA,APGENCO Final Allotment to TSGENCO as per the Supplementary Report dt.11-03-2020 of One Man Committee headed by Justice D.M.Dharmadhikari, Former Supreme Court Judge appointed by Hon'ble Supreme Court of India and further orders thereon—Relief Orders—Issued.

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G.O.O.No.90/CGM(Adm,IS &ERP)/2020 Dt. 26 -06-2020

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, Dt.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 Honourable Justice D.M.Dharmadhikari, dt.26-12-2019.
9. Concluding Report dt. 20-06-2020 of One Man Committee of Honourable Justice D.M.Dharmadhikari

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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.2<sup>nd</sup> cited, a separate GENCO was created for Telangana State and existing APGENCO is 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 3<sup>rd</sup> cited,

3) During the course of time, though modalities were proposed by APGENCO for division of employees between two organisations, TSGENCO did not agree and have on 10-06-2015 unilaterally relieved 1157 employees stating those are natives of AP State.

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

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.

6) Aggrieved by the judgment of Honourable High Court, TS Power Utilities and TS Power Unions/Associations filed SLP in Honourable Supreme Court and Supreme Court in the reference 5<sup>th</sup> cited issued orders constituting One Man Committee with Honourable 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 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 in the Honourable Supreme Court of India. The Honourable Supreme Court of India in 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 modalities dt.17-04-2019 containing names of employees Company-wise who are found suitable for being allocated. Further directed the Sub-committee member of A.P Power Utilities, to identify 584 employees from the lists Annexed to the Supplementary Report of the Committee to allocate them from A.P Power Utilities to TS Power Utilities. It has been specifically stated that the identification of above mentioned 584 employees should be other than 655 employees out of earlier relieved 1157 and who are relieved by T.S as per report dt.26.12.2019, and awaiting orders of joining in AP Power Utilities.

10) Thereafter, some stakeholders including TS Power Utilities have challenged the identification process, completed in terms of Supplementary Report dated 11.03.2020. All objections were duly considered and are put to quietus by Hon'ble Supreme Court vide order dated 08.04.2020, 01.05.2020, 03.06.2020 passed in MA filed by various parties and Concluding Report dated 20.06.2020 (9<sup>th</sup> cited) is submitted by the Honourable One Man Committee to Hon'ble Supreme Court.

11) As such, identification of 584 employees to be allocated to T.S.Power Utilities is submitted to Hon'ble One Man Committee and same is approved and are part of Concluding Report dated 20.06.2020.

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12) In addition to above, the further modifications as directed by Hon'ble One Man Committee in terms of Concluding Report dated 20.06.2020 is completed vide Compliance Report dated 26.06.2020 submitted to Hon'ble One Man Committee.

13) Thus in compliance with the Concluding Report dated 20.06.2020 of the Honourable One Man Committee and Compliance Report dated 26.06.2020 submitted to Honourable One Man Committee and further orders thereon, the employee by name Sri/Smt. M. SAMUEL PRABAHKAR, AAE/CIVIL (now :AE/CIVIL)(EMP ID No.1070584), working in APGENCO on order to serve basis till date, now stands finally allotted to TSGENCO.

14) In terms of the above proceedings, Sri/Smt. M. SAMUEL PRABAHKAR, AAE/CIVIL (now :AE/CIVIL)(EMP ID No.1070584), who now stands finally allotted to TSGENCO, is hereby relieved from the services of APGENCO with effect from 26.06.2020 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.

15) As per the direction of Honourable One Man Committee, it is pertinent to state that any employee(s) faces any issue regarding movement restrictions due to Coronavirus is free to intimate the undersigned and proper solution will be provided in consultation with Revenue and Police Department within the territory of Andhra Pradesh and for the issues in territory of Telangana, the TS Power Utilities and other concerned departments may be contacted at the earliest.

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

B.SREEDHAR  
MANAGING DIRECTOR

To

Sri/Smt. M. SAMUEL PRABAHKAR, AAE/CIVIL (now :AE/CIVIL)  
(EMP ID No.1070584),  
Through: Executive Director/Civil/VS/APGENCO

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 Executive Director/Civil/VS/APGENCO:

- (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//

*N. S. Kiran Babu*  
PERSONNEL OFFICER