



**ANDHRA PRADESH**  
**POWER GENERATION CORPORATION LTD**  
Vidyut Soudha, Hyderabad - 500082 (AP)

APGENCO - Legal - Suit filed by *M/s.Lohman Castings (P) Ltd* for recovery of payments due - Judgement issued by the *City Civil Court/FTC/Hyderabad* in favour of the Firm - Stay issued by the *Hon'ble High Court of AP* - Depositing of Amount as decreed by the *High Court* - Sanction - Issued - Reg.

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GOO.No. 431 /Generation-I/2006

Dt.18/11/2006

Read the following

- (i) Note dt.2/11/2006 of the Chief Engineer (Generation-I)  
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Order

- (1) ***M/s.Lohman Castings (P) Ltd - Visakhapatnam*** (hereinafter called "M/s.LCPL") had supplied Castings to APGENCO (formerly APSEB), for Kothagudem TPS and Ramagundam TPS (B). Payments due to the Firm, against some of the Supplies, were withheld by APGENCO, as Criminal cases were pending against One of the then Directors of the Firm, for fraudulent withdrawal of funds from APGENCO.
- (2) ***The Firm, M/S.LCPL***, filed OS.No.362/2002, in the Court of the ***Chief Judge, City Civil Court, FTC, Hyderabad***, praying for issue of decree for the following.
- (a) Payment of an amount of Rs.68,23,298/-, towards release of the withheld amounts, and interest payable thereon.
- (b) Payment of Future Interest at applicable rates.
- (c) Award of Costs of the Suit.
- (d) Grant of any other relief(s) to which the Firm is entitled.
- (3) ***The XI Addl. Chief Judge, City Civil Court, FTC, Hyderabad*** issued Decree dt.27/01/2006, that the Defendant, viz., APGENCO, shall pay the following amounts to the Plaintiff, viz, M/s.LCPL.
- (i) The decretal amount of Rs.68,23,298.00
- (ii) Interest @6%pa on the Principal sum of Rs.15,20,905/- from the date of suit, ie., 24/09/2002, till realization.
- (iii) Sum of Rs.2,56,932/- towards the costs of the Suit.
- (4) ***An Appeal*** was filed by APGENCO in the ***Hon'ble High Court of AP***, vide CCCA.No.160/2006 against the Order issued by the Lower Court. The Hon'ble High Court issued Order dt.11/07/2006, on CCCAMP.No.402/2006 (in CCCA.No.160) filed by APGENCO, granting ***interim stay*** on the execution of the said Decree, until further notice.

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(5) **M/s.LCPL** filed a Counter Affidavit and Petition (vide CCCAMP.No.582/2006) to Vacate the Stay granted by the **Hon'ble High Court**, upon which, the **Hon'ble High Court of AP** issued Order on 16/10/2006, modifying its earlier Order, and making the Stay absolute, subject to the following.

- (a) **APGENCO** shall deposit an amount of Rs.25.00 lakhs (Rupees Twenty Five lakhs only), along with suit costs within Eight Weeks from the date of Order.  
(b) **M/s.LCPL** is permitted to withdraw the same after furnishing Security.

(6) **After careful consideration**, sanction is hereby accorded for payment of an amount of Rs.27,56,932/- (Rupees Twenty Seven lakh, Fifty Six thousand, Nine hundred and Thirty Two only), which includes the Suit Costs amounting to Rs.2,56,932/-, and depositing the amount by way of a Cheque drawn in favour of **"The XI Additional Chief Judge (Fast Track Court), City Civil Court, Hyderabad"**. The **Accounts Officer (CPR)/APGENCO** is hereby directed to arrange the above payment.

(7) **This Order** issues with the concurrence of the Director (Finance) vide UOs. No.547 dt.4/11/2006 & No.576 dt.16/11/2006.

(By the Order and in the name of APGENCO)

**Ajay Jain**  
Managing Director

To  
The Chief Engineer (Generation-I), APGENCO, Vidyut Soudha, Hyderabad - 500082.

Copy to:

PS to the Managing Director, APGENCO, Vidyut Soudha, Hyderabad - 500082.

OSD/T to the Director/Th, -do-

SAO to the Director/Finance, -do-

Chief Genl. Manager (Admn), -do- -- 2 copies

FA & CCA (Accounts), -do-

The Law Officer -do-

C.R.S, -do- -- 2 copies.

AO (CPR), -do-

Cto-  
CGM(HR), -do-

**F.B.O**  
**U. Pyramanthi**  
Assistant Divisional Engineer (Genl)  
of Chief Engineer (Generation-I)  
APGENCO, Vidyut Soudha,  
Hyderabad - 500 082.