

(SHOW CAUSE NOTICE BEFORE ADMISSION)
HIGH COURT OF JUDICATURE AT HYDERABAD
FOR THE STATE OF TELANGANA AND THE STATE OF ANDHRA PRADESH
(Special Original Jurisdiction)
FRIDAY, THE TWELFTH DAY OF JUNE
TWO THOUSAND AND FIFTEEN

:PRESENT:

THE HON'BLE SRI JUSTICE R.KANTHA RAO
WP Nos. :16330, 16504, 16660, 16849 and 16886 of 2015

WP. NO. 16330 OF 2015:

Between:

- 1 P B Karunakar, aged 55 years, S/o Sri P N Prema Chary, Occ: Superintending Engineer, Commercial, TSSPDCL, Mint Compound, Hyderabad
- 2 L Praveen Kumar Reddy, aged 56 years, S/o Sri Siva Sankara Reddy, Occ : Superintending Engineer, LMRC: Corporate Office, TSSPDCL Head Office, Mint Compound, Hyderabad
- 3 Chakka Ramachandra Rao, aged 48 years, S/o Sri Bala Chenniah: Occ: presently working as Divisional Engineer (Tech), TSSPDCL, Head Office: Mint Compound, Hyderabad
- 4 S Vijay Kumar, aged 52 years, S/o Sri S Janganna, Occ: Divisional Engineer, TRE: O/o TSSPDCL, Medak
- 5 S Brahmaiah, aged 49 years, S/o Sri Sessaiah: Occ: Divisional Engineer, DPE HT: O/o TSSPDCL, Corporate Office, Hyderabad
- 6 Ch Nageswara Rao, aged 49 years, S/o Sri Ramachandra Rao, Occ: Assistant Divisional Engineer, Corporate Office in TSSPDCL, Head Office: Mint Compound, Hyderabad
- 7 M Sambasiva Rao, aged 49 years, S/o Sri Late Venkataramaiah, Occ: Divisional Engineer, TSSPDCL, Vikarabad, RR District.
- 8 S Srinivas Rao, aged 49 years, S/o Sri Venkayya: Occ: Divisional Engineer, Operations, TSSPDCL, Miryalaguda, Nalgonda District.
- 9 M Surya Bhagavan, aged 55 years, S/o Sri Prabhakar Rao, Occ: Senior Accounts Officer, O/o TSSPDCL Corporate Office, Mint Compound, Hyderabad

..... Petitioners

AND

- 1 The State of Telangana, rep. by its Principal Secretary to Government, Department of Energy, Government of Telangana, Secretariat, Hyderabad
- 2 Southern Power Distribution Company Limited of Telangana, (TSSPDCL), rep. by its Chairman & Managing Director.
- 3 The State of Andhra Pradesh, rep. by its Principal Secretary to Government, Department of Energy, Government of Andhra Pradesh, Secretariat, Hyderabad
- 4 Transmission Company of Telangana Limited (TS TRANSCO), rep. by its Chairman & Managing Director
- 5 Generation Company of Telangana Limited, (TSGENCO), rep. by its Chairman & Managing Director
- 6 Union of India, rep. by its Cabinet Secretary, New Delhi

.....Respondents

WHEREAS the Petitioners above named through their Advocate Sri Dr. Lakshmi Narasimha, presented this writ petition under Article 226 of the Constitution of India, praying that in the circumstances stated in the Affidavit filed herein, the High Court may be pleased to issue a writ or order preferably in the Nature of Mandamus/ and after calling for records pertaining to the impugned No, Lr No.686/HR A1/2015, dated 6-6-15, rendered/passed by 1st Respondent as Contrary to Law and unconstitutional, and consequently set aside/quash the same as such and consequently direct the Respondents to continue the petitioners in the 2nd Respondent Company with all consequential benefits and consequently;

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of Dr. K.Lakshmi Narasimha, Advocate for the Petitioners, directed issue of notice to the Respondents herein to show cause as to why this writ petition should not be admitted in the circumstances set out in the petition and the affidavit filed in Writ Petition;

You viz ;

1. The Principal Secretary to Government, Department of Energy, State of Telangana, Government of Telangana, Secretariat, Hyderabad
2. The Chairman and Managing Director, Southern Power Distribution Company Limited of Telangana, (TSSPDCL),
3. The Principal Secretary to Government, Department of Energy, Government of Andhra Pradesh, Secretariat, Hyderabad
4. The Chairman and Managing Director, Transmission Company of Telangana Limited (TS TRANSCO),
5. The Chairman and Managing Director, Generation Company of Telangana Limited, (TSGENCO),
6. The Cabinet Secretary, Union of India, New Delhi

WP :16504 of 2015

Between:

1. Mude Narasimhulu, S/o. Late M. Laxmi Naik, aged about 54 years, Chief General Manager (O&M), Corporate Office, TSSPDCL, Hyderabad.
2. M. Venkatesulu, S/o. M. Sivanna, aged about 57 years, Chief General Manager (P&MM), Corporate Office, TSSPDCL, Hyderabad.
3. R. Narayana Reddy, S/o. R. Subba Reddy, aged about 53 years, Chief General Manager (Finance), Corporate Office, TSSPDCL, Hyderabad.
4. D. Victorja Krupa Danamma, W/o. Ch. Jacob Sundaram, aged about 51 years, Chief General Manager (Projects), Corporate Office, TSSPDCL, Hyderabad.
5. D. Venkat Rao, S/o. Late Ram Mohan Rao, aged about 56 years, Superintending Engineer, Construction, Corporate Office, TSSPDCL, Hyderabad.
6. K. Sreenivasa Rao, S/o. K. Rama Murthy, aged about 50 years, Superintending Engineer, Civil, Corporate Office, TSSPDCL, Hyderabad.
7. K. Siva Prasada Reddy, S/o. Late K. Chenna Reddy, aged about 50 years, Divisional Engineer, DPE Medak, TSSPDCL, Hyderabad.
8. B. Soma Sekhar, S/o. B. Ch. Pullaiah, aged about 46 years, ADE Master Plan, TSSPDCL, Hyderabad.
9. N.L. Prabhakar, S/o. N.L. Perumalla, aged about 50 years, DE/OP/Charminar, TSSPDCL, Hyderabad.

..... Petitioners

AND

1. The State of Telangana, rep. by its Principal Secretary to Government, Department of Energy, Government of Telangana, Secretariat, Hyderabad.
2. Southern Power Distribution Company Limited of Telangana, (TSSPDCL), rep. by its Chairman & Managing Director, 5th Floor, Corporate Office, Mint Compound, Hyderabad.
3. Transmission Corporation of Telangana Limited (TSTRANSCO), Rep. by its Chairman & Managing Director, Vidyuth Soudha, Khairathabad, Hyderabad.
4. Andhra Pradesh Southern Power Distribution Company Limited, (APSPDCL), rep. by its Chairman & Managing Director, Tirupati, Chittoor District, Andhra Pradesh.
5. The State of Andhra Pradesh, rep. by its Principal Secretary to Government, Department of Energy, Government of Andhra Pradesh, Secretariat, Hyderabad.
6. Andhra Pradesh Transmission Corporation Limited (APTRANSCO) Rep. by its Chairman & Managing Director, Vidyuth Soudha, Khairathabad, Hyderabad.

.....Respondents

WHEREAS the Petitioners above named through their Advocate Sri C.Sumon, presented this writ petition under Article 226 of the Constitution of India, praying that in the circumstances stated in the Affidavit filed herein, the High Court may be pleased to issue an appropriate writ, order or direction, more particularly one in the nature of Writ of Mandamus, declaring challenging the letter No.686/HR-A1/2015 dated 06.06.2015 of the 1st Respondent unilaterally approving guidelines to be followed for final allocation of employees in the power sector of the State of Telangana and the consequential order passed by the 3rd Respondent TSTRANSCO in letter No.CMD/TSTRANSCO/ CGM(HRD)/DS (P.I.R&R)/CC/D.No.1586-5/2015, dated 09.06.2015 preparing the final list of employees and proposing to take further action of relieving them as arbitrary, illegal, contrary to the provisions of the Andhra Pradesh Reorganisation Act, 2014, contrary to the decision contained in the Minutes of the Meeting which took place in the presence of Additional Secretary, Ministry of Home Affairs, Government of India on 20.03.2015, violative of the principles of natural justice, violative of the fundamental rights guaranteed to the Petitioners under the Constitution of India;

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of Sri C.Sumon, Advocate for the Petitioners, directed issue of notice to the Respondents herein to show cause as to why this writ petition should not be admitted in the circumstances set out in the petition and the affidavit filed in Writ Petition;

You viz ;

1. The Principal Secretary to Government, Department of Energy, Government of Telangana, State of Telangana, Secretariat, Hyderabad.
2. The Chairman & Managing Director, Southern Power Distribution Company Limited of Telangana, (TSSPDCL), 5th Floor, Corporate Office, Mint Compound, Hyderabad.
3. The Chairman & Managing Director, Transmission Corporation of Telangana Limited (TSTRANSCO), Vidyuth Soudha, Khairathabad, Hyderabad.
4. The Chairman & Managing Director, Andhra Pradesh Southern Power Distribution Company Limited, (APSPDCL), Tirupati, Chittoor District, Andhra Pradesh.
5. The Principal Secretary to Government, Department of Energy, Government of Andhra Pradesh, State of Andhra Pradesh, Secretariat, Hyderabad.
6. The Chairman and Managing Director, Andhra Pradesh Transmission Corporation of Limited (APTRANSCO), Vidyuth Soudha, Khairathabad, Hyderabad.
7. The Home Secretary, Union of India, New Delhi.

WP :16660 of 2015

Between:

- 1 N. Ramachandra Reddy, S/o. Balarami Reddy, aged about 49 years, Occupation: Divisional Engineer, R/o. 16-11-3/1, Saleemnagar Colony, Malakpet, Hyderabad.
- 2 M. Jaganmohan Rao, S/o. M. Satyanarayana, aged about 51 years, Divisional Engineer, R/o. H.No.3-5-84119, V.V. Nagar, Kukatpally, Hyderabad.
- 3 G. Sivaiah, S/o. Chandraiah, aged about 48 years, Occupation: Divisional Engineer, R/o. G2, Dwarakamai Apartment, A.S. Raju Nagar, Kukatpally, Hyderabad.
- 4 G. Venkatesulu, S/o. G. Sanjeeva Rayudu, aged about 48 years, Occupation: Divisional Engineer, R/o. H.No.11-13-1381, Swarna Nivas, Road No.1, R.K. Puram, Saroornagar, Hyderabad.
- 5 G. Roopchand, S/o. late G. Jalaiiah, aged about 48 years, Occupation: Divisional Engineer/O & M/Shankarpally, R/o. Flat No.308, B Block, Venkatrama Towers, Basheerbagh, Hyderabad.

- 6 K. Venkata Reddy, S/o. K. Prasada Reddy, aged about 42 years, Occupation: Assistant Divisional Engineer/Mains/220 KV Shivarampally, R/o. Plot No.75, A.P.A.U. Colony, Gaddiannaram, Hyderabad.
- 7 M. Srinivasulu, S/o. Late M. Subbarayudachari, aged about 41 years, Occupation: Assistant Divisional Engineer, R/o. Flat No.205, Plot No.191, Kamadenu Towers, Motinagar, Hyderabad.
- 8 N. Giridhar, S/o. N. Vecrabhadra Rao, aged about 42 years, Occupation: Assistant Divisional Engineer, R/o. Flat No.207, Tuljabhavani Towers, New Mettuguda, Near St. Anthony Church, Secunderabad.
- 9 D. Subba Rao, S/o. D. Seenaiah, aged about 47 years, Occupation: Assistant Divisional Engineer, R/o. H.No.15-21- 210/1, Balaji Nagar, Kukatpally, Hyderabad.
- 10 N. Bosu Babu, S/o. Late N. Ananda Rao, aged about 47 years, Occupation: Assistant Executive Engineer, R/o. 6-2120/F-303, New Bhoiguda, Secunderabad.
- 11 K.V. Ramakrishna, S/o. K.V. Kumara Dutt, aged about 47 years, Occupation: Divisional Engineer, R/o. Flat No.4C, Doyen Habitat, Srinagar Colony, Hyderabad.
- 12 K. Rama Mohana Rao, S/o. Late K. Satyanarayana, aged about 49 years, Occupation: Assistant Divisional Engineer, R/o. Flat No.401, Mathru Krupa Residency, Engineer's Colony, Yellareddyguda, Hyderabad.
- 13 N. Sudhakar, S/o. N. Subbaiah, aged about 39 years, Occupation: Assistant Engineer, R/o. Plot No.21, H.No.5-2- 138/21113, Snehamayinagar, Vanasthalipuram, Hyderabad.

..... Petitioners

AND

- 1 The State of Telangana, rep. by its Secretary, Energy Department, Secretariat, Hyderabad.
- 2 The State of Andhra Pradesh, rep. by its Secretary, Energy Department, Secretariat, Hyderabad.
- 3 Transmission Corporation of Andhra Pradesh Limited (Composite State of Andhra Pradesh), rep. by its Chairman and Managing Director, Vidyuth Soudha, Hyderabad.
- 4 Transmission Corporation of Telangana Limited, rep. by its Chairman and Managing Director, Vidyuth Soudha, Hyderabad.
- 5 Transmission Corporation of Andhra Pradesh Limited (residuary state of Andhra Pradesh), rep. by its Chairman and Managing Director, Vidyuth Soudha, Hyderabad.
- 6 Union of India, rep. by Member Secretary, Ministry of Home, New Delhi.

.....Respondents

WHEREAS the Petitioners above named through their Advocate M/s Bharadwaj Associates, presented this writ petition under Article 226 of the Constitution of India, praying that in the circumstances stated in the Affidavit filed herein, the High Court may be pleased to issue a Writ of Mandamus or any other appropriate declaring that the action of the 1st respondent contained in the letter No. 686/HR.A1/2015, dated 06.06.2015 and its consequential order of the Chairman and Managing Director of T.S. Transco, dated 09.06.2015 disabling the petitioners to continue in their present place of postings in the State of Telangana, is arbitrary, illegal and without jurisdiction and consequently set aside the same and direct the respondents to permit the petitioners to continue in their respective places of postings till such time the Transmission Corporation of A.P. (Composite State) enunciates the modalities of allocation of the State Cadre Officers in A.P. Transco and A.P. Genco and grant such other relief as it deems fit in the circumstances of the case.

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of M/s Bharadwaj Associates, Advocates for the Petitioners, directed issue of notice to the Respondents herein to show cause as to why this writ petition should not be admitted in the circumstances set out in the petition and the affidavit filed in Writ Petition;

You viz ;

1. The Secretary, Energy Department, State of Telangana, Secretariat, Hyderabad.
2. The Secretary, Energy Department, State of Andhra Pradesh, Secretariat, Hyderabad.
3. The Chairman and Managing Director, Transmission Corporation of Andhra Pradesh Limited (Composite State of Andhra Pradesh), Vidyuth Soudha, Hyderabad.
4. The Chairman and Managing Director, Transmission Corporation of Telangana Limited, Vidyuth Soudha, Hyderabad.
5. The Chairman and Managing Director, Transmission Corporation of Andhra Pradesh Limited (residuary state of Andhra Pradesh), Vidyuth Soudha, Hyderabad.
6. The Member Secretary, Union of India, Ministry of Home, New Delhi.

WP :16849 of 2015

Between:

- 1 J.V.V. Suresh Kumar, S/o. Satyanarayana Murthy, Aged about 37 years, Occ: Currently working as A.A.E. at KTPS 5th & 6th Stage, T.S. Genco, Palavancha, Khammam District.
- 2 T. Satya Prasad, S/o. Suri, Aged about 43 years, Occ: Working as D.E. at KTPS 5th & 6th Stage, T.S.Genco, Palavancha, Khammam District.
- 3 G.V.Ramaprasad, S/o. Satyanarayana, Aged about 48 years, Occ: Working as S.E. at KTPS 5th & 6th Stage, T.S.Genco, Palavancha, Khammam District.
- 4 K. Srinivasa Rao, S/o. Laxminarayana, Aged about 37 years, Occ: Working as A.E. at KTPS O & M, T.S.Genco, Palavancha, Khammam District.
- 5 Tula Jeji Nayana, S/o. Anjaneyulu, Aged about 40 years, Occ: Working as A.D.E. at KTPS 5th & 6th Stage, T.S.Genco, Palavancha, Khammam District.
- 6 T. Srinivasa Rao, S/o. T.Malleswara Rao, Aged about 45 years, Occ: Working as A.E.E. at KTPS 5th & 6th Stage, T.S.Genco, Palavancha, Khammam District.
- 7 D. Siva Chandra Rao, S/o. Maridiyya, Aged about 45 years, Occ: Working as A.D.E. at KTPS 5th & 6th Stage, T.S.Genco, Palavancha, Khammam District.
- 8 Gopi.V.V.S. Jagga Rao, S/o. Venkata Rao, Aged about 46 years, Occ: Working as A.D.E. at KTPS 5th & 6th Stage, T.S.Genco, Palavancha, Khammam District.
- 9 B.Balasubramanyam, S/o. B.L. Chandra Rao, Aged about 47 years, Occ: Working as A.D.E. at KTPS 5th & 6th Stage, T.S.Genco, Palavancha, Khammam District.
- 10 P. Venkata Nageswara Rao, S/o. Seshiah, Aged about 50 years, Occ: Working as D.E. at KTPS O & M, T.S.Genco, Palavancha, Khammam District.
- 11 V.V.V.N.S. Prasad, S/o. Kannaiah Naidu, Aged about 52 years, Occ: Working as A.D.E. at KTPS 5th & 6th Stage, T.S.Genco, Palavancha, Khammam District.
- 12 R. Ramakrishna, S/o. Suvvinaidu, Aged about 40 years, Occ: Working as A.E.E. at KTPS 5th & 6th Stage, T.S.Genco, Palavancha, Khammam District.
- 13 D.China Kameswara Rao, S/o. Satyanarayana, Aged about 47 years, Working as Engineers in TSGenco at KTPS O & M, 5th & 6th Stages, Palvancha, Khammam District
- 14 A. Deena Kumari, D/o. Chandra Pal, Aged about 43 years, Working as Engineers in TSGenco at KTPS O & M, 5th & 6th Stages, Palvancha, Khammam District
- 15 M. Adinarayana Murthy, S/o. Appanna, Aged about 50 years, Working as Engineers in TSGenco at KTPS O & M, 5th & 6th Stages, Palvancha, Khammam District
- 16 A. Ravi Babu, S/o. Alia, Aged about 37 years, Working as Engineers in TSGenco at KTPS O & M, 5th & 6th Stages, Palvancha, Khammam District
- 17 S.V. Appa Rao, S/o. Yellaiah, Aged about 49 years, Working as Engineers in TSGenco at KTPS O & M, 5th & 6th Stages, Palvancha, Khammam District
- 18 K. Srinivasa Rao, S/o. Sanyasi, Aged about 38 years, Working as Engineers in TSGenco at KTPS O & M, 5th & 6th Stages, Palvancha, Khammam District

- 19 A. Lakshman Rao, S/o. Suryanarayana, Aged about 45 years, Working as Engineers in TSGenco at KTPS O & M, 5th & 6th Stages, Palvancha, Khammam District
- 20 B. Parvathi, W/o. Jagga Rao, Aged about 45 years, Working as Engineers in TSGenco at KTPS O & M, 5th & 6th Stages, Palvancha, Khammam District
- 21 S. Ramamohana Rao, S/o. Mutyalu, Aged about 46 years, Working as Engineers in TSGenco at KTPS O & M, 5th & 6th Stages, Palvancha, Khammam District
- 22 T.U.N. Srinivas, S/o. T.S. Ramachandra Murthy, Aged 46 years, Working as Engineers in TSGenco at KTPS O & M, 5th & 6th Stages, Palvancha, Khammam District
- 23 V.V. Vijayalakshmi, D/o. Narayana Murthy, Aged about 43 years, Working as Engineers in TSGenco at KTPS O & M, 5th & 6th Stages, Palvancha, Khammam District
- 24 G. Srinivas, S/o. Jayaprakash, Aged about 47 years, Working as Engineers in TSGenco at KTPS O & M, 5th & 6th Stages, Palvancha, Khammam District
- 25 M. Eswarudu, S/o. Dharma Raju, Aged about 39 years, Working as Engineers in TSGenco at KTPS O & M, 5th & 6th Stages, Palvancha, Khammam District
- 26 D. Satish Reddy, S/o. D. Siva Rama Subba Reddy, Aged about 35 years, Working as Engineers in TSGenco at KTPS O & M, 5th & 6th Stages, Palvancha, Khammam District
- 27 S. Siresh, S/o. Basavanna, Aged about 37 years, Working as Engineers in TSGenco at KTPS O & M, 5th & 6th Stages, Palvancha, Khammam District
- 28 U. Koteswara Rao, S/o. Ramakotaiah, Aged about 38 years, Working as Engineers in TSGenco at KTPS O & M, 5th & 6th Stages, Palvancha, Khammam District
- 29 B.V. Krishna Rao, S/o. B. Swamulu, Aged about 53 years, Working as Engineers in TSGenco at KTPS O & M, 5th & 6th Stages, Palvancha, Khammam District
- 30 B. Balakrishna, S/o. Rama Swamy, Aged about 48 years, Working as Engineers in TSGenco at KTPS O & M, 5th & 6th Stages, Palvancha, Khammam District
- 31 P. Arun Kumar, S/o. P. IVijaya Saradhi, Aged about 36 years, Working as Engineers in TSGenco at KTPS O & M, 5th & 6th Stages, Palvancha, Khammam District
- 32 M. Raja Ramesh Kumar, S/o. Rajeswara Rao, Aged about 46 years, Working as Engineers in TSGenco at KTPS O & M, 5th & 6th Stages, Palvancha, Khammam District
- 33 K. Raja, S/o. K. Ekambaram, Aged about 35 years, Working as Engineers in TSGenco at KTPS O & M, 5th & 6th Stages, Palvancha, Khammam District
- 34 S. Nagarajuna, S/o. Balakoteswara Rao, Aged about 32 years, Working as Engineers in TSGenco at KTPS O & M, 5th & 6th Stages, Palvancha, Khammam District
- 35 V. Prakash, S/o. Sivaji, Aged about 34 years, Working as Engineers in TSGenco at KTPS O & M, 5th & 6th Stages, Palvancha, Khammam District
- 36 K. Suribabu, S/o. Bhujanga Rao, Aged about 47 years, Working as Engineers in TSGenco at KTPS O & M, 5th & 6th Stages, Palvancha, Khammam District
- 37 G. Srinivasa Rao, S/o. G. Pulla Rao, Aged about 50 years, Working as Engineers in TSGenco at KTPS O & M, 5th & 6th Stages, Palvancha, Khammam District

- 38 P. Gdvindamandadi, S/o. P. Dharmiah, Aged about 53 years, Working as Engineers in TSGenco at KTPS O & M, 5th & 6th Stages, Palvancha, Khammam District
- 39 Y. Srinivasa Rao, S/o. Y. Venkateswarlu, Aged about 45 years, Working as Engineers in TSGenco at KTPS O & M, 5th & 6th Stages, Palvancha, Khammam District
- 40 V. Vara Prasad, S/o. Kannaiah Naidu, Aged about 44 years, Working as Engineers in TSGenco at KTPS O & M, 5th & 6th Stages, Palvancha, Khammam District
- 41 B. Ramanuja Dasu. S/o. B. Sriranga, Aged about 47 years, Working as Engineers in TSGenco at KTPS O & M, 5th & 6th Stages, Palvancha, Khammam District
- 42 N. Govind Rao, S/o. N. Srirama' murthy, Aged about 50 years, Working as Engineers in TSGenco at KTPS O & M, 5th & 6th Stages, Palvancha, Khammam District
- 43 Ch.Rama Mohana Rao, S/o. Ch. Bujji, Aged about 47 years, Working as Engineers in TSGenco at KTPS O & M, 5th & 6th Stages, Palvancha, Khammam District
- 44 D. Mohan Das, S/o. Sitaramayya, Aged about 41 years, Working as Engineers in TSGenco at KTPS O & M, 5th & 6th Stages, Palvancha, Khammam District
- 45 M. Venkata Ratnam, S/o. M. Narasimha Murthy, Aged about 51 years, Working as Engineers in TSGenco at KTPS O & M, 5th & 6th Stages, Palvancha, Khammam District
- 46 K. Anand Srinivas, S/o. K. Appa Rao, Aged about 37 years, Working as Engineers in TSGenco at KTPS O & M, 5th & 6th Stages, Palvancha, Khammam District
- 47 M. Venkateawara Rao, S/o. Nageswara Rao, Aged about 46 years, Working as Engineers in TSGenco at KTPS O & M, 5th & 6th Stages, Palvancha, Khammam District
- 48 J. Ramakrishna, S/o. J. Panchala Narasaih, Aged about 50 years, Working as Engineers in TSGenco at KTPS O & M, 5th & 6th Stages, Palvancha, Khammam District
- 49 G.M. Vasudeva Rao, S/o. G.P. Talpa Sai, Aged about 47 years, Working as Engineers in TSGenco at KTPS O & M, 5th & 6th Stages, Palvancha, Khammam District
- 50 B. Srinivas Raju, S/o. B.A. Raju, Aged about 38 years, Working as Engineers in TSGenco at KTPS O & M, 5th & 6th Stages, Palvancha, Khammam District
- 51 S. Gopala Krishna, S/o. S. Appa. Rao, Aged about 36 years, Working as Engineers in TSGenco at KTPS O & M, 5th & 6th Stages, Palvancha, Khammam District
- 52 P.Sridhar S/o P.Jagannadha Rao, Aged about 46 years Working as Engineers in TSGenco at KTPS O & M, 5th & 6th Stages, Palvancha, Khammam District
- 53 V Vijaya Babu, Aged about 47 years, S/o Mohan Rao, Working as Engineers in TSGenco at KTPS O & M, 5th & 6th Stages, Palvancha, Khammam District
- 54 B Rama Mohan Rao, Aged about 48 years, S/o. B Bala Krishna Rao, Working as Engineers in TSGenco at KTPS O & M, 5th & 6th Stages, Palvancha, Khammam District
- 55 K Madhusudan Raju, Aged about 39 years, S/o. Narayana Raju, Working as Engineers in TSGenco at KTPS O & M, 5th & 6th Stages, Palvancha, Khammam District
- 56 G Vasudev Rao, Aged about 46 years, S/o. Somasundar Rao, Working as Engineers in TSGenco at KTPS O & M, 5th & 6th Stages, Palvancha, Khammam District
- 57 T Appala Chari, Aged about 49 years, S/o. Chinapaiditalli, Occ: Engineer in TSGENCO, R/o. Palvancha, Khammam District, Telangana

- 58 B Raju, Aged about 39 years, S/o. B Venkateswara Rao, Occ: Engineer in TSGENCO, R/o. Palvancha, Khammam District, Telangana
- 59 D V Prasad, Aged about 50 years, S/o. D Chintaiiah, Occ: Engineer in TSGENCO, R/o. Palvancha, Khammam District, Telangana
- 60 M Praveen Kumar, Aged about 35 years, S/o. M Dhruva Kumar, Occ: Engineer in TSGENCO, R/o. Palvancha, Khammam District, Telangana
- 61 M Satyanarayana, Aged about 44 years, S/o. Arjunna, Occ: Engineer in TSGENCO, R/o. Palvancha, Khammam District, Telangana
- 62 D Srinivara Rao, Aged about 39 years, S/o. Govinda Rao, Occ: Engineer in TSGENCO, R/o. Palvancha, Khammam District, Telangana
- 63 M Rambabu Aged about 46 years, S/o. Venkateswarlu, Occ: Engineer in TSGENCO, R/o. Palvancha, Khammam District, Telangana
- 64 V Srinivasa Rao, Aged about 40 years, S/o. Nageswara Rao, Occ: Engineer in TSGENCO, R/o. Palvancha, Khammam District, Telangana
- 65 G Koteswara Rao, Aged about 57 years, S/o. G Venkateswara Rao, Occ: Engineer in TSGENCO, R/o. Palvancha, Khammam District, Telangana
- 66 V Sriivasula Reddy, Aged about 48 years, S/o. Venkata Rami Reddy, Occ: Engineer in TSGENCO, R/o. Palvancha, Khammam District, Telangana
- 67 T Srinivasa Rao, Aged about 46 years, S/o. Rama Rao, Occ: Engineer in TSGENCO, R/o. Palvancha, Khammam District, Telangana
- 68 N Nageswara Rao, Aged about 35 years, S/o. Chinna Venkanna, Occ: Engineer in TSGENCO, R/o. Palvancha, Khammam District, Telangana
- 69 M S Chakradhar, Aged about 38 years, S/o. Swami, Occ: Engineer in TSGENCO, R/o. Palvancha, Khammam District, Telangana
70. G. Ananda Prasad S/o M. Satyanandam, Occ: Engineer in TSGENCO, R/o. Palvancha, Khammam District, Telangana
- 71 M Nageswara Rao, Aged about 41 years, S/o. Naganna Occ: Engineer in TSGENCO, R/o. Palvancha, Khammam District, Telangana
- 72 D Ratna Raju, Aged about 39 years, S/o. Ramaiah, Occ: Engineer in TSGENCO, R/o. Palvancha, R/o. Khammam District, Telangana
- 73 K Ramana, Aged about 46 years, S/o. Varahalu, Occ: Engineer in TSGENCO, R/o. Palvancha, Khammam District, Telangana
- 74 B Mahalakshmi, Aged about 35 years, D/o. B Surya Rao, Occ: Engineer in TSGENCO, R/o. Palvancha, Khammam District, Telangana
- 75 D Vasudeva Rao, Aged about 36 years, S/o. Kurma Rao, Occ: Engineer in TSGENCO, R/o. Palvancha, Khammam District, Telangana
- 76 K Muralidhar, Aged about 54 years, S/o. Madhava Rao, Occ: Engineer in TSGENCO, R/o. Palvancha, Khammam District, Telangana
- 77 Kanta Kishore, Aged about 35 years, S/o. Bhaskar Rao, Occ: Engineer in TSGENCO, R/o. Palvancha, Khammam District, Telangana
- 78 C H Divakar Venkat Ram, Aged about 45 years, S/o. Narayaria Rao, Occ: Engineer in TSGENCO, R/o. Palvancha, Khammam District, Telangana
- 79 A Surya Prakash, Aged about 44 years, S/o. Narasimha Murty, Occ: Engineer in TSGENCO, R/o. Palvancha, Khammam District, Telangana
- 80 V Srinivas, Aged about 44 years, S/o. Satyanarayana Murty, Occ: Engineer in TSGENCO, R/o. Palvancha, Khammam District, Telangana
- 81 P Dhanunjaya, Aged about 48 years, S/o. Chowdary, Occ: Engineer in TSGENCO, R/o. Palvancha, Khammam District, Telangana
- 82 M Vinay Kumar, Aged about 44 years, S/o. Late Venkaiah, Occ: Engineer in TSGENCO, R/o. Palvancha, Khammam District, Telangana
- 83 G Shiva Kumar, Aged about 42 years, S/o. G Sreeramu, Occ: Engineer in TSGENCO, R/o. Palvancha, Khammam District, Telangana
- 84 M V L N Ravikumar, Aged about 44 years, S/o. Lakshmaiah, Occ: Engineer in TSGENCO, R/o. Palvancha, Khammam District, Telangana
- 85 CH Geeta Vijaya Lakshmi, Aged about 42 years, D/o CH Christopher, Occ: Engineer in TSGENCO, R/o. Palvancha, Khammam District, Telangana
- 86 G Srinivasa Rao, Aged about 45 years, S/o. Narayana, Occ: Engineer in TSGENCO, R/o. Palvancha, Khammam District, Telangana

- 87 V Murali Krishna, Aged about 47 years, S/o. Appanna, Occ: Engineer in TSGENCO, R/o. Palvancha, Khammam District, Telangana
- 88 B V KJanardhan Rao, Aged about 43 years, S/o. Appa Rao, Occ: Engineer in TSGENCO, R/o. Palvancha, Khammam District, Telangana
- 89 A L Martin Aged about 41, S/o. A Salva Raju, Occ: Engineer in TSGENCO, R/o. Palvancha, Khammam District, Telangana
- 90 P Atakeshwara Rao, Aged about 54 years, S/o. Polanna, Occ: Engineer in TSGENCO, R/o. Palvancha, Khammam District, Telangana
- 91 S K Jahangir, Aged about 38 years, S/o. S A Ghouse, Occ: Engineer in TSGENCO, R/o. Palvancha, Khammam District, Telangana
- 92 W Ramesh Babu, Aged about 46 years, S/o. Vasudeva Rao, Occ: Engineer in TSGENCO, R/o. Palvancha, Khammam District, Telangana
- 93 P Chandra Sekhar, Aged about 42 years, S/o. Raghavaiah, Occ: Engineer in TSGENCO, R/o. Palvancha, Khammam District, Telangana
- 94 K Venugopal Swamy, Aged about 39 years, S/o. Sivudu Naidu, Occ: Engineer in TSGENCO, R/o. Palvancha, Khammam District, Telangana
- 95 A Prakash Rao, Aged about 49 years, S/o. Narayana Murty, Working as Engineers in TSGENCO, at KTPS O & M and 5th and 6th Stages, Palavancha, Khammam District.
- 96 N Kedar Nath, Aged about 36 years, S/o. N S Sai Fabu, Working as Engineers in TSGENCO, at KTPS O & M and 5th and 6th Stages, Palavancha, Khammam District.
- 97 Veeranarayana, Aged about 39 years, S/o. Mallaiah. Working as Engineers in TSGENCO, at KTPS O & M and 5th and 6th Stages, Palavancha, Khammam District.
- 98 A Prasad, Aged about 38 years, S/o. A. Eswarappa. Working as Engineers in TSGENCO, at KTPS O & M and 5th and 6th Stages, Palavancha, Khammam District.
- 99 S Vidya Sagar, Aged about 35 years, S/o. Rajagopai Rao, Working as Engineers in TSGENCO, at KTPS O & M and 5th and 6th Stages, Palavancha, Khammam District.
- 100 P V V Murali Mohan, Aged about 47 years, S/o. Kesava Rao, Working as Engineers in TSGENCO, at KTPS O & M and 5th and 6th Stages, Palavancha, Khammam District.
- 101 C H B R Ambedkar, Aged about 44 years, S/o. Nanchaiah, Working as Engineers in TSGENCO, at KTPS O & M and 5th and 6th Stages, Palavancha, Khammam District.
- 102 B Adinarayana, Aged about 37 yearS, S/o. Satyanarayana, Working as Engineers in TSGENCO, at KTPS O & M and 5th and 6th Stages, Palavancha, Khammam District.
- 103 N Anil Kumar, Aged about 36 years, S/o. Yusuf, Working as Engineers in TSGENCO, at KTPS O & M and 5th and 6th Stages, Palavancha, Khammam District.
- 104 K Chandra Mohan, Aged about 34 years, S/o. Narasimha Murty, Working as Engineers in TSGENCO, at KTPS O & M and 5th and 6th Stages, Palavancha, Khammam District.
- 105 R T Ranganath, Aged about 34 years, S/o. Rama Rao, Working as Engineers in TSGENCO, at KTPS O & M and 5th and 6th Stages, Palavancha, Khammam District.
- 106 B Satyanarayana, Aged about 39 years, S/o. Rama Rao, Working as Engineers in TSGENCO, at KTPS O & M and 5th and 6th Stages, Palavancha, Khammam District.
- 107 N Sai Krishna, Aged about 35 years, S/o. N Satyanarayana, Working as Engineers in TSGENCO, at KTPS O & M and 5th and 6th Stages, Palavancha, Khammam District.
- 108 K. Naga Hanumanth, Aged about 32 years, S/o. Venkanna, Working as Engineers in TSGENCO, at KTPS O & M and 5th and 6th Stages, Palavancha, Khammam District.
- 109 D Rajesh Babu, Aged about 32 years, S/o. Anjaiah, Working as Engineers in TSGENCO, at KTPS O & M and 5th and 6th Stages, Palavancha, Khammam District.
- 110 G Kumaraswami, Aged about 41 years, S/o. Veera Kanakam, Working as Engineers in TSGENCO, at KTPS O & M and 5th and 6th Stages, Palavancha, Khammam District.
- 111 M Kiran Kumar, Aged about 31. years, S/o. Dhanayya, Working as Engineers in TSGENCO, at KTPS O & M and 5th and 6th Stages, Palavancha, Khammam District.
- 112 P Ravi Shankar, Aged about 44 years, S/o. Papaiah Pantulu, Working as Engineers in TSGENCO, at KTPS O & M and 5th and 6th Stages, Palavancha, Khammam District.

- 113 G Ratnam, Aged about 50 years, S/o. G Gnanaiya, Working as Engineers in TSGENCO, at KTPS O & M and 5th and 6th Stages, Palavancha, Khammam District.
- 114 Chenu Srinivasa Rao, Aged about 41 years, S/o. Parameshwar Rao, Working as Engineers in TSGENCO, at KTPS O & M and 5th and 6th Stages, Palavancha, Khammam District.
- 115 CH Taviti Raju, Aged about 38 years, S/o. Jagga Rao, Working as Engineers in TSGENCO, at KTPS O & M and 5th and 6th Stages, Palavancha, Khammam District.
- 116 T Govind Reddy, Aged about 55 years, S/o. Somi Reddy, Working as Engineers in TSGENCO, at KTPS O & M and 5th and 6th Stages, Palavancha, Khammam District.
- 117 P Giri Babu, Aged about 38 years, S/o. Ram Mohan, Working as Engineers in TSGENCO, at KTPS O & M and 5th and 6th Stages, Palavancha, Khammam District.
- 118 A Ravi Prasada Rao, Aged about 54 years, S/o. Ranga Rao, Working as Engineers in TSGENCO, at KTPS O & M and 5th and 6th Stages, Palavancha, Khammam District.
- 119 V R Srinivas, Aged about 38 years, S/o. Sanjeeva Rayudu, Working as Engineers in TSGENCO, at KTPS O & M and 5th and 6th Stages, Palavancha, Khammam District.
- 120 B Rama Kishore, Aged about 44 years, S/o. B V Surya Kumar, Working as Engineers in TSGENCO, at KTPS O & M and 5th and 6th Stages, Palavancha, Khammam District.
- 121 B Ravi Kumar, Aged about 35 years, S/o. Navamani Raju, Working as Engineers in TSGENCO, at KTPS O & M and 5th and 6th Stages, Palavancha, Khammam District.
- 122 M Nagarjuna Rao, Aged about 51 years, S/o. Aitchai, Working as Engineers in TSGENCO, at KTPS O & M and 5th and 6th Stages, Palavancha, Khammam District.
- 123 Y V Venkat Rao, Aged about 58 years, S/o. Krishna Murty, Working as Engineers in TSGENCO, at KTPS O & M and 5th and 6th Stages, Palavancha, Khammam District.
- 124 Nazeeruddin Ahmed, Aged about 56 years, S/o. M A Rasheed., Working as Engineers in TSGENCO, at KTPS O & M and 5th and 6th Stages, Palavancha, Khammam District.
- 125 O. David, Aged about 54 years, S/o. Pattabhi Ramesh, Working as Engineers in TSGENCO, at KTPS O & M and 5th and 6th Stages, Palavancha, Khammam District.
- 126 M Subba Rao, Aged about 48 years, S/o. Nageswara Rao, Working as Engineers in TSGENCO, at KTPS O & M and 5th and 6th Stages, Palavancha, Khammam District.
- 127 G Ramu, Aged about 34 years, S/o. Satyam, Working as Engineers in TSGENCO, at KTPS O & M and 5th and 6th Stages, Palavancha, Khammam District.
- 128 S Venkateswarlu, Aged about 46 years, S/o. Krishnaiah, Working as Engineers in TSGENCO, at KTPS O & M and 5th and 6th Stages, Palavancha, Khammam District.
- 129 N Uma, Aged about 41 years, W/o. G Ramesh, Working as Engineers in TSGENCO, at KTPS O & M and 5th and 6th Stages, Palavancha, Khammam District.
- 130 T Appala Naidu, Aged about 46 years, S/o. Seetamma Naidu, Working as Engineers in TSGENCO, at KTPS O & M and 5th and 6th Stages, Palavancha, Khammam District.
- 131 Ravindranath Chowdary, Aged about 44 years, S/o. Srimanarayana, Working as Engineers in TSGENCO, at KTPS O & M and 5th and 6th Stages, Palavancha, Khammam District.
- 132 B Dhana Lakshmi, Aged about 36 years, W/o. K. Srinivasa Rao, Working as Engineers in TSGENCO, at KTPS O & M and 5th and 6th Stages, Palavancha, Khammam District.
- 133 P N Bose, Aged about 55 years, S/o. Mritunjyot, Working as Engineers in TSGENCO, at KTPS O & M and 5th and 6th Stages, Palavancha, Khammam District.
- 134 K Vijaya Bhaskar Rao, aged about 56 years, S/o. K Pothuraju, Working as Engineer in TSGENCO, at KTPS O & M and 5th and 6th Stages, Palavancha, Khammam District.
- 135 G Sridhar, Aged about 44 years, S/o. Seetaramaiah, Working as Engineer in TSGENCO, at KTPS O & M and 5th and 6th Stages, Palavancha, Khammam District.

- 136 G Ratna Mohan, aged about 50 years, S/o. Koteswara Rao, Working as Engineer in TSGENCO, at KTPS O & M and 5th and 6th Stages, Palavancha, Khammam District.
- 137 T Satyanarayana, aged about 47 years, S/o. Venkatramaiah, Working as Engineer in TSGENCO, at KTPS O & M and 5th and 6th Stages, Palavancha, Khammam District.
- 138 A Srinivasulu, aged about 43 years, S/o. Ratnaiah, Working as Engineer in TSGENCO, at KTPS O & M and 5th and 6th Stages, Palavancha, Khammam District.
- 139 P L V Nageswar Rao, aged about 45 years, S/o Durga Prasad, Working as Engineer in TSGENCO, at KTPS O & M and 5th and 6th Stages, Palavancha, Khammam District.
- 140 D V R Vijaya Kumar, aged about 35 years, S/o. Venkateshwarulu, Working as Engineer in TSGENCO, at KTPS O & M and 5th and 6th Stages, Palavancha, Khammam District.
- 141 E Maremma, aged about 48 years, So. Pullanna, Working as Engineer in TSGENCO, at KTPS O & M and 5th and 6th Stages, Palavancha, Khammam District.
- 142 P Rama Mohan, Aged about 43 years, S/o. Nelambaram, Working as Engineer in TSGENCO, at KTPS O & M and 5th and 6th Stages, Palavancha, Khammam District.
- 143 K R Lakshmana Rao, aged about 44 years, S/o Appalaswami, Working as Engineer in TSGENCO, at KTPS O & M and 5th and 6th Stages, Palavancha, Khammam District.
- 144 B Satyanarayana, aged about 38 years, S/o. Rama Rao, Working as Engineer in TSGENCO, at KTPS O & M and 5th and 6th Stages, Palavancha, Khammam District.
- 145 B Ramesh, aged about 40 years, S/o. B Venkata Ramana, Working as Engineer in TSGENCO, at KTPS O & M and 5th and 6th Stages, Palavancha, Khammam District.
- 146 S V Rajendra Prasad, aged about 43 years, S/o. Nasinga Rao, Working as Engineer in TSGENCO, at KTPS O & M and 5th and 6th Stages, Palavancha, Khammam District.
- 147 R Sai Babu, aged about 54 years, S/o. Veera Raghavaiah, Working as Engineer in TSGENCO, at KTPS O & M and 5th and 6th Stages, Palavancha, Khammam District.
- 148 T Srinivasa Rao, aged about 40 years, S/o Rama Rao, Working as Engineer in TSGENCO, at KTPS O & M and 5th and 6th Stages, Palavancha, Khammam District.
- 149 K K V Vibhushanam, Aged about 40 years, S/o Appa Rao, Working as Engineer in TSGENCO, at KTPS O & M and 5th and 6th Stages, Palavancha, Khammam District.
- 150 U V Ramana, aged about 52 years, S/o. Suryanarayana, Working as Engineer in TSGENCO, at KTPS O & M and 5th and 6th Stages, Palavancha, Khammam District.
- 151 G George Novah, aged about 41 years, S/o Victor, Working as Engineer in TSGENCO, at KTPS O & M and 5th and 6th Stages, Palavancha, Khammam District.
- 152 K K Nageswar Rao, aged about 55 years, S/o. Venkateshwarlu, Working as Engineer in TSGENCO, at KTPS O & M and 5th and 6th Stages, Palavancha, Khammam District.
- 153 Veerendra Kumar N, aged about 34 years, S/o. Venkata Ramana, Working as Engineer in TSGENCO, at KTPS O & M and 5th and 6th Stages, Palavancha, Khammam District.
- 154 M Bhaskar Rao, aged about 43 years, S/o. Bala Subbaiah, Working as Engineer in TSGENCO, at KTPS O & M and 5th and 6th Stages, Palavancha, Khammam District.

- 155 P Sailaja, aged about 43 years, D/o. Seshaiyah P C, Working as Engineer in TSGENCO, at KTPS O & M and 5th and 6th Stages, Palavancha, Khammam District.
- 156 V S Kasipathi, aged about 49 years, S/o. V S Narayana, Working as Engineer in TSGENCO, at KTPS O & M and 5th and 6th Stages, Palavancha, Khammam District.
- 157 M Veeranna, aged about 47 years, S/o. Ramana, Working as Engineer in TSGENCO, at KTPS O & M and 5th and 6th Stages, Palavancha, Khammam District.
- 158 D Ajay Kumar, aged about 33 years, S/o. DS KV Prabhakar Working as Engineer in TSGENCO, at KTPS O & M and 5th and 6th Stages, Palavancha, Khammam District.
- 159 Y V R Vasubabu, aged about 37 years, S/o. Dharma Rao, Working as Engineer in TSGENCO, at KTPS O & M and 5th and 6th Stages, Palavancha, Khammam District.
- 160 R Sekhar, aged about 47 years, S/o. Venkat Rao, Working as Engineer in TSGENCO, at KTPS O & M and 5th and 6th Stages, Palavancha, Khammam District.
- 161 K Durga Srinivasa Rao, aged about 36, S/o. Venkateswar Rao, Working as Engineer in TSGENCO, at KTPS O & M and 5th and 6th Stages, Palavancha, Khammam District.
- 162 P.V.V. Ramana, S/o. Simhachalam, Aged about 42 years, Working as Engineer in TSGENCO, at KTPS O & M and 5th and 6th Stages, Palavancha, Khammam District.

..... Petitioners

AND

- 1 The State of Telangana, Rep. by its Principal Secretary to Government, Department of Energy, Government of Telangana, Secretariat, Hyderabad.
- 2 Telangana State Generation Corporation Company Limited,(TSGENCO), Rep. by its Chairman & Managing Director, Vidyut Soudha, Khairatabad.
- 3 The State of Andhra Pradesh, Rep. by its Principal Secretary to Government, Department of Energy, Government of Andhra Pradesh, Secretariat, Hyderabad.
- 4 Andhra Pradesh State Generation Corporation Company Limited, (APGENCO), Rep. by its Chairman & Managing Director, Vidyut Soudha, Khairatabad, Hyderabad.
- 5 The Union of India, Rep. by its Home Secretary, New Delhi

.....Respondents

WHEREAS the Petitioners above named through their Advocate Sri N.Ashwani Kumar, presented this writ petition under Article 226 of the Constitution of India, praying that in the circumstances stated in the Affidavit filed herein, the High Court may be pleased to issue an appropriate writ, order or direction, more particularly one in the nature of Writ of Mandamus, declaring challenging the letter No.686/HR-A1/2015 dated 06.06.2015 passed by the 1st Respondent unilaterally approving guidelines to be followed for final allocation of employees in the power sector of the State of Telangana and the consequential order passed by the 2nd Respondent TSGENCO in letter dated 09.06.2015 preparing the final list of employees and proposing to take further action of relieving them as arbitrary, illegal, contrary to the provisions of the Andhra Pradesh Reorganisation Act, 2014, contrary to the decision contained in the Minutes of the Meeting which took place in the presence of Additional Secretary, Ministry of Home Affairs, Government of India on 20.03.2015, violative of the principles of natural justice, violative of the fundamental rights guaranteed to the Petitioners under the Constitution of India.

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of Sri N.Ashwani Kumar, Advocate for the Petitioners directed issue of notice to the Respondents herein to show cause as to why this writ petition should not be admitted in the circumstances set out in the petition and the affidavit filed in Writ Petition;

You viz ;

1. The Principal Secretary to Government, Department of Energy, Government of Telangana, State of Telangana, Secretariat, Hyderabad.
2. The Chairman and Managing Director, Telangana State Generation Corporation Company Limited,(TSGENCO), Vidyut Soudha, Khairatabad.
3. The Principal Secretary to Government, Department of Energy, Government of Andhra Pradesh, State of Andhra Pradesh, Secretariat, Hyderabad.
4. The Chairman and Managing Director, Andhra Pradesh State Generation Corporation Company Limited, (APGENCO), Vidyut Soudha, Khairatabad, Hyderabad.
5. The Home Secretary, Union of India, New Delhi

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Between:

- 1 G. Rambabu, S/o. Venkataratnam, Aged about 37 years, Engineer in TSGenco at KTPS O & M, and, 5th & 6th Stages, Palavancha, Khammam District
- 2 K.M.S.S. Vara Prasad, S/o. K.Subba Rao, Aged about 48 years, Engineer in TSGenco at KTPS O & M, and, 5th & 6th Stages, Palavancha, Khammam District
- 3 V. Venlateswarlu, S/o. Chenchu Rao, Aged about 50 years, Engineer in TSGenco at KTPS O & M, and, 5th & 6th Stages, Palavancha, Khammam District
- 4 G.S.R. Ravi, S/o. G.S.J.G. Alankara Rao, Aged about 42 years, Engineer in TSGenco at KTPS O & M, and, 5th & 6th Stages, Palavancha, Khammam District.
- 5 M. Prabhakar Rao, S/o. Prakasa Rao, Aged about 49 years, Engineer in TSGenco at KTPS O & M, and, 5th & 6th Stages, Palavancha, Khammam District
- 6 D. Madhava Rao, S/o. Ganga Raju, Aged about 33 years, Engineer in TSGenco at KTPS O & M, and, 5th & 6th Stages, Palavancha, Khammam District
- 7 Ch.Murali Mohan, S/o. Ch. Purnaiah, Aged about 42 years, Engineer in TSGenco at KTPS O & M, and, 5th & 6th Stages, Palavancha, Khammam District
- 8 K. Devadhanam, S/o. A.Dharma Rao, Aged about 41 years, Engineer in TSGenco at KTPS O & M, and, 5th & 6th Stages, Palavancha, Khammam District
- 9 J. Venkateswara Swamy, S/o. Ramamurthy, Aged about 54 years, Engineer in TSGenco at KTPS O & M, and, 5th & 6th Stages, Palavancha, Khammam District
- 10 I Ravindranath, S/o. Satyanarayana Murthy, Aged about 49 years, Engineer in TSGenco at KTPS O & M, and, 5th & 6th Stages, Palavancha, Khammam District
- 11 Kuppili Kishore Kumar, S/o. Kanaka Rao, Aged about 35 years, Engineer in TSGenco at KTPS O & M, and, 5th & 6th Stages, Palavancha, Khammam District
- 12 A. Haranath, S/o. Appa Rao, Aged about 51 years, Engineer in TSGenco at KTPS O & M, and, 5th & 6th Stages, Palavancha, Khammam District
- 13 B.Nagesh, S/o. Venkata Rao, Aged about 45 years, Engineer in TSGenco at KTPS O & M, and, 5th & 6th Stages, Palavancha, Khammam District
- 14 Ch.Srinivasa Rao, S/o. Harinath, Aged about 44 years, Engineer in TSGenco at KTPS O & M, and, 5th & 6th Stages, Palavancha, Khammam District
- 15 P.V. Naidu, S/o. Satyanarayana, Aged about 50 years, Engineer in TSGenco at KTPS O & M, and, 5th & 6th Stages, Palavancha, Khammam District
- 16 G. Srinivasa Rao, S/o. Gopalakrishnaiah, Aged about 47 years, Engineer in TSGenco at KTPS O & M, and, 5th & 6th Stages, Palavancha, Khammam District,
- 17 B. Sudhakar, S/o. Chinnayyanna, Aged about 47 years, Engineer in TSGenco at KTPS O & M, and, 5th & 6th Stages, Palavancha, Khammam District
- 18 P.K. Paramdhanam, S/o. Kuppuswamy, Aged about 37 years, Engineer in TSGenco at KTPS O & M, and, 5th & 6th Stages, Palavancha, Khammam District.
- 19 P. Bhupathi, S/o. Subba Ramaiah, Aged about 36 years, Engineer in TSGenco at KTPS O & M, and, 5th & 6th Stages, Palavancha, Khammam District
- 20 K. Chandrasekhar, S/o. Chenchu Subbaiah, Aged about 36 years, Engineer in TSGenco at KTPS O & M, and, 5th & 6th Stages, Palavancha, Khammam District

- 21 V. Santhi Raju, S/o. Vijayakumar, Aged about 36 years, Engineer in TSGenco at KTPS O & M, and, 5th & 6th Stages, Palavancha, Khammam District
- 22 B. Srinivasulu, S/o. B.V. Ramanaiah, Aged about 45 years, Engineer in TSGenco at KTPS O & M, and, 5th & 6th Stages, Palavancha, Khammam District
- 23 A. Ramana, S/o. A. Nageswara Rao, Aged about 30 years, Engineer in TSGenco at KTPS O & M, and, 5th & 6th Stages, Palavancha, Khammam District
- 24 M.V. Surya Narayana, S/o. Satyam, Aged about 36 years, Engineer in TSGenco at KTPS O & M, and, 5th & 6th Stages, Palavancha, Khammam District
- 25 P. Edukondalu, S/o. Nakuludu, Aged about 37 years, Engineer in TSGenco at KTPS O & M, and, 5th & 6th Stages, Palavancha, Khammam District
- 26 M. Venkatesan, S/o. Murthy, Aged about 33 years, Engineer in TSGenco at KTPS O & M, and, 5th & 6th Stages, Palavancha, Khammam District
- 27 S. Gangamma, D/o. Seethaiah, Aged about 52 years, Engineer in TSGenco at KTPS O & M, and, 5th & 6th Stages, Palavancha, Khammam District
- 28 Kadiyam Rajeev, S/o. K.Das, Aged about 43 years, Engineer in TSGenco at KTPS O & M, and, 5th & 6th Stages, Palavancha, Khammam District
- 29 D. Raja Rao, S/o. Surayanarayana, Aged about 47 years, Engineer in TSGenco at KTPS O & M, and, 5th & 6th Stages, Palavancha, Khammam District

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AND

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- 5 The Union of India, Rep. by its Home Secretary, New Delhi.

..... Respondents

WHEREAS the Petitioners above named through their Advocate Sri N.Ashwani Kumar, presented this writ petition under Article 226 of the Constitution of India, praying that in the circumstances stated in the Affidavit filed herein, the High Court may be pleased to issue an appropriate writ, order or direction, more particularly one in the nature of Writ of Mandamus, declaring the letter No.686/HR-A1/2015 dated 06.06.2015 passed by the 1st Respondent unilaterally approving guidelines to be followed for final allocation of employees in the power sector of the State of Telangana and the consequential order passed by the 2nd Respondent TSGENCO in letter dated 09.06.2015 preparing the final list of employees and proposing to take further action of relieving them as arbitrary, illegal, contrary to the provisions of the Andhra Pradesh Reorganisation Act, 2014, contrary to the decision contained in the Minutes of the Meeting which took place in the presence of Additional Secretary, Ministry of Home Affairs, Government of India on 20.03.2015, violative of the principles of natural justice, violative of the fundamental rights guaranteed to the Petitioners under the Constitution of India and consequently to set aside the proceedings dated 10.06.2015 issued by the 2nd respondent.

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of Sri N.Ashwani Kumar, Advocate for the Petitioners, directed issue of notice to the Respondents herein to show cause as to why this writ petition should not be admitted in the circumstances set out in the petition and the affidavit filed in Writ Petition;

You viz ;

1. The Principal Secretary to Government, Department of Energy, Government of Telangana, State of Telangana, Secretariat, Hyderabad.
2. The Chairman & Managing Director, Telangana State Generation Corporation Company Limited, (TSGENCO), Vidyut Soudha, Khairatabad.
3. The Principal Secretary to Government, State of Andhra Pradesh, Department of Energy, Government of Andhra Pradesh, Secretariat, Hyderabad.
4. The Chairman & Managing Director, Andhra Pradesh State Generation Corporation Company Limited, (APGENCO), Vidyut Soudha, Khairatabad, Hyderabad.
5. The Home Secretary, Union of India, New Delhi.

are directed to show cause as to why in the circumstances set out in the petition and the affidavit filed therewith (copy enclosed) this writ petition should not be admitted.

The Court made the following Common order:

HON'BLE SRI JUSTICE R.KANTHA RAO

W.P.Nos.16330, 16504, 16660, 16849 and 16886 OF 2015

INTERIM
COMMON ORDER:

Heard learned counsel appearing for the petitioners, Sri P.Venugopal, learned Advocate General appearing for the State of Andhra Pradesh and Sri K.Rama Krishna Reddy, learned Advocate General appearing for the State of Telangana.

All these writ petitions have been filed assailing the letter dated 6.6.2015 issued by the State of Telangana and consequential letters, dated 9.6.2015 issued by the Transmission Corporation of Telangana Limited preparing the final list of employees proposing to take further action of relieving them from duties.

Learned counsel appearing for the petitioners brought to the notice of this Court that an order dated 10.06.2015 passed by the TSSPDCL, whereby and whereunder, it is directed to relieve the employees working in TSSPDCL from their present post on the afternoon of 10.06.2015 and report to the Chairman & Managing Directors of APSPDCL/APEPDCL.

Learned counsel appearing for the petitioners contended that the order, dated 10.06.2015, was passed after the writ petitions were partly heard.

Now, this Court has to examine the merit of the contentions only to the extent as to whether *prima facie* case is made out to pass an interim order in the present writ petitions resulting in irreparable loss to the petitioners before the matter is decided on merits..

All the petitioners were originally employed in the erstwhile APSEB, way back in 1985 to 1995 which was subsequently divided into APTRANSCO and APGENCO. Again during the year 2000, four Distribution companies, called as AP Central Power Distribution Company Limited (for short, APCPDCL), AP Northern Power Distribution Company Limited (for short, APNPDCL), AP Southern Power Distribution Company Limited (for short, APNPDCL), AP Southern Power Distribution Company Limited (for short, APSPDCL), and AP Eastern Power Distribution Company Limited (for short, APEPDCL) were formed by the State of Andhra Pradesh. All the petitioners were subsequently allotted to and working in APCPDCL. All these companies come under the Power Section of both the States of A.P and Telangana. After taking options from all the employees including the petitioners herein, they were allocated to APCPDCL. Subsequently, the name of APCPDCL is changed to Southern Power Distribution Company of Telangana Limited (for short TSSOPDCL).

Learned Advocate General for the State of Telangana placed before the Court a letter dated 30.05.2015, which said to have contained the guidelines approved for finally allocating the employees.

A perusal of the said letter discloses that, the allocation is mainly based on nativity as per the Service Register, cadre and place of working. Therefore, the nativity of the employee is the basis for allocation of his/her place of work.

Learned Advocate General appearing for the State of Andhra Pradesh submits that if all the 600 employees are allocated to the Corporations in the State of Andhra Pradesh, it is not possible to accommodate them because they have already surplus staff and can not accommodate any new staff.



Learned Advocate General appearing for the State of Telangana submitted that the modalities have been worked out in terms of Section 82 of the Andhra Pradesh Reorganisation Act, 2014 (for short 'the Act'), and therefore, no interim order can be passed.

In this context, it would be necessary to extract Section 82 of the Act which reads as under:-

"On and from the appointed day, the employees of State Public Sector Undertakings, Corporations and other autonomous bodies shall continue to function in such undertaking, corporation or autonomous bodies for a period of one year and during this period the corporate body concerned shall determine the modalities for distributing the personnel between the two successor States."

From the language of Section 82 of the Act, it is clear that the employees shall continue to function in such Undertaking/Corporation/Autonomous bodies for a period of one year and during that period the corporate body concerned shall determine the modalities for distributing the personnel between the two successor States.

Learned counsel appearing for the petitioners submits that such modalities have never been worked out and that there is no concurrence of the power utilities in the State of Andhra Pradesh.

On the other hand, learned Advocate General appearing for the State of Telangana would submit that though the Corporations in the State of Telangana endeavoured to involve the power utilities in the State of Andhra Pradesh, there is no response from them and therefore, the order impugned was passed.



From a perusal of the Act, it is clear that there is no specific mention in the Act that allocation of the employees shall be based on their nativity. All the petitioners were employed in the erstwhile APSEB during 1985 to 1995 and have been working in their respective places.

As per Section 82 of the Act, the corporate body concerned shall determine the modalities for distributing the personnel between the two successor States.

In this context, it is necessary to refer Sections-68 and 81 of the Act, which read as under:

“68. Provisions for various companies and corporations:

(1) The companies and corporations specified in the Ninth Schedule constituted for the existing State of Andhra Pradesh shall, on and from the appointed day, continue to function in those areas in respect of which they were functioning immediately before that day, subject to the provisions of this section.

(2) The assets, rights and liabilities of the companies and corporations referred to in sub-section (1) shall be apportioned between the successor States in the manner provided in Section 54.

81. Power of Central Government to give directions:

The Central Government may give such direction to the State Government of Andhra Pradesh and the State Government of Telangana as may appear to it to be necessary for the purpose of giving effect to the foregoing provisions of this Part and the State governments shall comply with such directions.”

As seen from Section 68 of the Act, it is clear that the assets, rights and liabilities of the companies and corporations referred to in sub-Section (1) shall be apportioned between the successor States in the manner provided in Section 54.

As per Section 81 of the Act, the Central Government is empowered to give directions for the purpose of giving effect to the foregoing provisions of this Part and the State Governments shall comply with such directions.

In the instant case, it does not appear any such directions were given by the Central Government.

Further, as per Section 108 of the Act, if any difficulty arises in giving effect to the provisions of this Act, the President may, by order do anything not inconsistent with such provisions which appears to him to be necessary or expedient for the purpose of removing the difficulty;

The legislature has therefore contemplated the remedies in cases where any difficulties arise in giving effect to the provisions of the Act.

The crucial question in the instant case is whether any interim direction as prayed for suspending the impugned order can be passed. For deciding the same, this Court has to look into *prima facie* case, the balance of convenience and irreparable loss.

Insofar as the *prima facie* case is concerned, the petitioners are able to show the same in their favour by pointing out that the Transmission Company of Telangana Limited is not the corporate body mentioned in Section 82 of the Act which can work out the modalities for allocating the staff. Further, if interim

order is not granted, the petitioners-employees, who are directed to be relieved from their respective duties, would suffer irreparable loss as the corporation in the State of Andhra Pradesh is not willing to admit them on account of surplus staff. Therefore, the balance of convenience is also in their favour.

On the other hand, no loss would be caused to the Transmission Corporation of Telangana Limited if the impugned order is suspended pending consideration of the issue on merits.

Another important factor, which brought to the notice of this Court is that the order dated 10.6.2015 passed by the TSSPDCL is not within their knowledge and therefore, they have not challenged the said order, obviously the said order was passed subsequent to the filing of the writ petitions. This Court while exercising jurisdiction under Article 226 of the Constitution of India can take notice of subsequent events and mould the relief keeping in view the situation arising out of subsequent events. Moreover, the order dated 10.06.2015 is only consequential to the proceedings dated 06.06.2015.

For the aforesaid reasons, I am fully convinced that the impugned orders can be suspended before adjudicating the issue on merits.

Therefore, there shall be interim suspension of the impugned order, dated 6.6.2015 and the consequential orders, dated 9.6.2015 & 10.6.2015. The Transmission Company of Telangana Limited shall not give effect to the impugned orders.

Sd/- N.PURUSHOTHAM REDDY
ASSISTANT REGISTRAR

//TRUE COPY//

for ASSISTANT REGISTRAR

To

1. The Principal Secretary to Government, Department of Energy, State of Telangana, Government of Telangana, Secretariat, Hyderabad
2. The Principal Secretary to Government, Department of Energy, Government of Andhra Pradesh, Secretariat, Hyderabad
3. The Chairman and Managing Director, Generation Company of Telangana Limited, (TSGENCO),
4. The Cabinet Secretary, Union of India, New Delhi
5. The Chairman & Managing Director, Southern Power Distribution Company Limited of Telangana, (TSSPDCL), 5th Floor, Corporate Office, Mint Compound, Hyderabad.
6. The Chairman & Managing Director, Transmission Corporation of Telangana Limited (TSTRANSCO), Vidyuth Soudha, Khairathabad, Hyderabad.
7. The Chairman & Managing Director, Andhra Pradesh Southern Power Distribution Company Limited, (APSPDCL), Tiupati, Chittoor District, Andhra Pradesh.
8. The Chairman and Managing Director, Andhra Pradesh Transmission Corporation of Limited (APTRANSCO), Vidyuth Soudha, Khairathabad, Hyderabad.
9. The Home Secretary, Union of India, New Delhi.
10. The Member Secretary, Union of India, Ministry of Home, New Delhi.
11. The Home Secretary, Union of India, New Delhi
12. The Chairman & Managing Director, Andhra Pradesh State Generation Corporation Company Limited, (APGENCO), Vidyut Soudha, Khairatabad, Hyderabad. (addressees 1 to 12 BY RPAD along with a copy of petition and affidavit)
13. Two CCs to GP for Energy, (TG), High Court Buildings, Hyderabad (OUT)
14. Two CCs to GP for Energy, (AP), High Court Buildings, Hyderabad (OUT)
15. Two CCS to Advocate General (TG), High Court Buildings, Hyderabad (OUT)
16. Two CCS to Advocate General (AP), High Court Buildings, Hyderabad (OUT)
17. One CC to Sri N.Ashwani Kumar, Advocate (OPUC)
18. One CC to M/s Bharadwaj Associates, Advocates (OPUC)
19. One CC to Sri C. Sumon, Advocate (OPUC)
20. One CC to Dr. K.Lakshmi Narasimha, Advocate (OPUC)
21. One Spare Copy

HIGH COURT

RKRJ

DATE: 12-6-2015

NOTICE BEFORE ADMISSION

WP Nos. :16330, 16504, 16660, 16849 and 16886 of 2015

INTERIM SUSPENSION

