IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD

MONDAY, THE TWENTY THIRD DAY OF DECEMBER
TWO THOUSAND AND TWENTY FOUR

PRESENT

THE HONOURABLE JUSTICE MOUSHUMI BHATTACHARYA

COMPANY APPLICATION Nos. 281, 283, 285, 287, 289, 2091,2093, 2095 and 2097 of 2009

COMPANY APPLICATION No. 281 of 2009
IN
R.C.C: 22 of 2000

In the matter of Companies Act, 1956
And
In the matter of M/s Tungabhadra Industries Ltd. (In Liquidation)

Between:

P.Vidyullatha, W/O. P. Kumar Reddy, D/o. P. Eswar Reddy R/o. Door No.50/733, Birla Quarters, Tungabhadra Industries Ltd. Workers Quarters., Tagore Nagar, Gooty Road, Kurnool, Kurnool District., A.P.,

...Applicant

AND

1. THE OFFICIAL LIQUIDATOR, High Court of Andhra Pradesh At Hyderabad (3-5-398, 1st Floor, Kendriya Sadan, Sultan Bazar, Koti, Hyderabad)
2. State Bank of India, Kurnool Branch, Kurnool, rep., by its Chief Manager.

   R-2 impleaded as per Court Order dated 23.07.2013 vide COMPA No. 820 of 2013.

...Respondents

Application Under Section 457, 458 & 460 R/w Rule 9 of the Company Court Rules, 1959 praying that this Hon'ble Court may be pleased to Directed the official liquidator to desist from claiming the possession of the house premises bearing Door No.50/733, of survey No. 749/2 part Tungabhadra Industries workers Quarters (Birla Quarters) Tagore Nagar, Gooty Road, Kurnool, Karnool Dist., Admeasuring 612 Sq. ft and further direct to do all acts to execute in the name and on behalf of the company, the appropriate sale deeds or documents in the favour of the applicant therein.

This application coming on for orders, upon reading the Judge's summons and the affidavit dated 10.10.2007 filed by Sri P. Vidyullatha, Applicant in support of the Company Application and upon hearing the arguments of Mr. Karam Chendu Komi Reddy, Representing Mr. Ramuloo Komireddy, Counsel for the for the Applicants, and Mr. G. Kalyan Chakravarthy Standing Counsel for Official Liquidator for the Respondent No. 1, Mr. Umesh Singh, representing Mr. Srikanth Reddy, counsel for the Respondent No. 2.

COMPANY APPLICATION No. 283 of 2009
In
R.C.C. NO: 22 OF 2000

In the Matter of Companies Act, 1956
And
In the Matter of M/s. Tungadhadra Industries Ltd. (In Liquidation)

Between:

G.P.MADULETI, S/o. Chinna Timmaah, R/o. Door No.50/734, Birla Quarters, Tungabhadra Industries Ltd. Workers Quarters. Tagore Nagar, Gooty Road, Kurnool, Kurnool District., A.P.,

...Applicant

AND

THE OFFICIAL LIQUIDATOR, High Court of Andhra Pradesh At Hyderabad (3-5-398, 1st Floor, Kendriya Sadan, Sultan Bazar, Koti, Hyderabad)

...Respondent

Application Under Section 457, 458 & 460 of Companies Act R/w 9 Rule of the Company Court Rules, 1959 praying that this Hon'ble Court may be pleased to Directed the official liquidator to desist from calming the possession of the house premises bearing Door No. 50/734, of survey No.749/2 part Tungabhadra Industries workers Quarters (Birla Quarters) Togore Nagar, Gooty Road, Kurnool, Kurnool Dist., Admeasuring 2052 Sq ft and further direct to do all acts to execute in the name and on behalf of the company, the appropriate or documents in the favour of the applicant therein.

This application coming on for orders, upon reading the Judge's summons and the affidavit dated 10.10.2007 filed by Sri G.P. Madduleti, Applicant in support of the Company Application and upon hearing the arguments of Mr. Karam Chendu Komi Reddy, Representing Mr. Ramuloo Komireddy, Counsel for the for

the Applicants, and Mr. G. Kalyan Chakravarthy Standing Counsel for Official Liquidator for the Respondent.

COMPANY APPLICATION No. 285 of 2009
In
R.C.C. NO: 22 OF 2000

In the matter of Companies Act, 1956
And
In the matter of M/s Tungabhadra Industries Ltd. (In Liquidation)

Between:

S.IQBAL BASHA, S/O. Late S. Nazeer Ahmed, R/o. Door No.50/739, Birla Quarters, Tungabhadra Industries Ltd. Workers Quarters. Tagore Nagar, Gooty Road, Kurnool, Kurnool District., A.P., **...Applicant**

AND

THE OFFICIAL LIQUIDATOR, High Court of Andhra Pradesh At Hyderabad (3-5-398, 1st Floor, Kendriya Sadan, Sultan Bazar, Koti, Hyderabad.

...Respondent

Application Under Section 457, 458 & 460 of Companies Act r/w rule 9 of the Company Court Rules, 1959 praying that this Hon'ble Court may be pleased to Directed the official liquidator desist from claiming the possession of the house premises bearing Door No.50/739, of survey No.749/2 part Tungabhadra Industries workers Quarters (Birla Quarters) Tagore Nagar, Gooty Road, Kurnool, Karnool Dist., Admeasuring 1503 Sq. ft and on behalf of the company, the appropriate sale deeds or documents in the favour of the applicant therein.

This application coming on for orders, upon reading the Judge's summons and the affidavit dated 10.10.2007 filed by Sri S. Iqbal, Applicant in support of the Company Application and upon hearing the arguments of Mr. Karam Chendu Komi Reddy, Representing Mr. Ramuloo Komireddy, Counsel for the for the Applicant, and Mr. G. Kalyan Chakravarthy Standing Counsel for Official Liquidator for the Respondent.

COMPANY APPLICATION No. 287 of 2009
In
R.C.C. NO: 22 OF 2000

In the matter of Companies Act, 1956
And
In the matter of M/s Tungabhadra Industries Ltd. (In Liquidation)

Between:

A.FRANCIS, S/o. Late V.Dass, R/o. Door No.50/743, Birla Quarters, Tungabhadra Industries Ltd. Workers Quarters, Tagore Nagar, Gooty Road, Kurnool, Kurnool District. A.P., **...Applicant**

AND

The Official Liquidator, High Court of Andhra Pradesh At Hyderabad (3-5-398, 1st Floor, Kendriya Sadan, Sultan Bazar, Koti, Hyderabad)

...Respondent

Application Under Section 457, 458 & 460 of Companies Act R/w Rule 9 of the Company Court Rules, 1959 praying that this Hon'ble Court may be pleased to Directed the Official Liquidator to desist from claiming the possession of the house premises bearing Door No. 50/743, of survey No. 749/2 part, Tungabhadra Industries workers Quarters (Birla Quarters) Tagore Nagar, Gooty Road, Kurnool, Kurnool Dist., Admeasuring 1728 Sq. ft and further direct to do all acts to execute in the name and on behalf of the company, the appropriate sale deeds or documents in the favour of the applicant therein.

This application coming on for orders, upon reading the Judge's summons and the affidavit dated 10.10.2007 filed by Sri A. Francis, Applicant in support of the Company Application and upon hearing the arguments of Mr. Karam Chendu Komi Reddy, Representing Mr. Ramuloo Komireddy, Counsel for the for the Applicants, and Mr. G. Kalyan Chakravarthy Standing Counsel for Official Liquidator for the Respondent.

COMPANY APPLICATION No. 289 of 2009
In
R.C.C. NO: 22 OF 2000

In the matter of Companies Act, 1956
And
In the matter of M/s Tungabhadra Industries Ltd. (In Liquidation)

Between:

1. SMT. LINGAMMA, W/o Late Rood Singh, Door No.50/736, Birla Quarters, Tungabhadra Industries Ltd. Workers Quarters, Tagore Nagar, Gooty Road,Kurnool, Kurnool District., A.P.,
2. R. VIJAY SINGH, S/o. Late Rood Singh, Door No.50/736, Birla Quarters, Tungabhadra Industries Ltd. Workers Quarters, Tagore Nagar, Gooty Road,Kurnool, Kurnool District., A.P.
3. R. BHAVANI SINGH, S/o. Late Rood Singh, Door No.50/736, Birla Quarters, Tungabhadra Industries Ltd. Workers Quarters, Tagore Nagar, Gooty Road,Kurnool, Kurnool District., A.P.

4. R. VIKRAM SINGHI, S/o. Late Rood Singh, Door No.50/736, Birla Quarters, Tungabhadra Industries Ltd. Workers Quarters, Tagore Nagar, Gooty Road,Kurnool, Kurnool District., A.P.

...Applicant

AND

THE OFFICIAL LIQUIDATOR, High Court of Andhra Pradesh At Hyderabad (3-5-398, 1st Floor, Kendriya Sadan, Sultan Bazar, Koti, Hyderabad)

...Respondent

Application Under Section 457, 458 & 460 of Companies Act R/w Rule 9 of the Company Court Rules, 1959 praying that this Hon'ble Court may be pleased to Directed the official liquidator to desist from claiming the possession of the house premises bearing Door No. 50/736, of survey No.749/2 part Tungabhadra Industries workers Quarters (Birla Quarters) Tagore Nagar, Gooty Road, Kurnool, Kurnool Dist., Admeasuring 479.53 Sq. ft and further direct to do all acts to execute in the name and on behalf of the company, the appropriate sale deeds or documents in the favour of the applicant therein.

This application coming on for orders, upon reading the Judge's summons and the affidavit dated 10.10.2007 filed by Smt. Lingamma, Applicant in support of the Company Application and upon hearing the arguments of Mr. Karam Chendu Komi Reddy, Representing Mr. Ramuloo Komireddy, Counsel for the for the Applicants, and Mr. G. Kalyan Chakravarthy Standing Counsel for Official Liquidator for the Respondent.

COMPANY APPLICATION No.2091 of 2009
In
R.C.C. NO: 22 OF 2000

In the matter of Companies Act, 1956
And
In the matter of M/s Tungabhadra Industries Ltd. (In Liquidation)

Between:

S DADA PEER, S/o M D Islam R/o Door No 50/740 , Birla Quarters Tungabhadra Industries Ltd Workers Quarters Tagore nagar , Gooty Road, Kurnool, Kurnool District. A.P.,

...Applicant

AND

THE OFFICIAL LIQUIDATOR, high Court of Andhra Pradesh at Hyderabad (3-5-398 , 1st floor , kendriya Sadan , Sultan bazar , Koti, Hyderabad

...Respondent

Application Under Section 457 of Companies Act R/w Rule 9 of the Company Court Rules, 1959 praying that this Hon'ble Court may be pleased to directed the official Liquidator to desist from claiming the possession of the house premises bearing door No. 50/ 740 of Survey No 749 / 2 part , Tungabhadra Industries Workers Quarters (Birla Quarters), Tagore Nagar, Gooty road , Kurnool, Kurnool District , admeasuring 672 part and further direct to do all acts to excute in the name and on behalf of the company , the appropriate sle deeds or documents in the favour of the applicant therein.

This application coming on for orders, upon reading the Judge's summons and the affidavit dated 10.12.2009 filed by Sri S. Dada Peer, Applicant in support of the Company Application and upon hearing the arguments of Mr. Karam Chendu Komi Reddy, Representing Mr. Ramuloo Komireddy, Counsel for the for the Applicant, and Mr. G. Kalyan Chakravarthy Standing Counsel for Official Liquidator for the Respondent.

COMPANY APPLICATION No. 2093 of 2009
In

R.C.C. NO: 22 OF 2000

In the matter of Companies Act, 1956
And
In the matter of M/s Tungabhadra Industries Ltd. (In Liquidation)

Between:

SHALIVAN SINGH, S/o Jyothi Singh, 28, R/o Door No. 50 /738 , Birla Quarters Tungabhadra Industries Ltd Workers Quarters Tagore nagar, Gooty Road

...Applicant

AND

The Official Liquidator, High Court of Andhra Pradesh at Hyderabad (3-5-398 , 1st floor , Kendriya Sadan, Sultan Bazar , Koti, Hyderabad.

...Respondent

Application Under Section 457, 458 & 460 R/w Rule 9 of the Company Court Rules, 1959 praying that this Hon'ble Court may be pleased to directed the official liquidator to desist from claiming the possession of the house premises bearing door No 50 / 738 of Survey No 749 /2 part , Tungabhadra Industries Workers Quarters (Birla Quarters) , Tagore Nagar, Gooty Road , Kurnool , kurnool District , admeasuring 672 part and further direct to do all acts to execute in the name on behalf of the company , the appropriate sale deeds or documents in the favour of the applicant therein.

This application coming on for orders, upon reading the Judge's summons and the affidavit dated 14.12.2009 filed by Sri Shalivan Singh, Applicant in support of the Company Application and upon hearing the arguments of Mr. Karam Chendu Komi Reddy, Representing Mr. Ramuloo Komireddy, Counsel for the for the Applicants, and Mr. G. Kalyan Chakravarthy Standing Counsel for Official Liquidator for the Respondent.

COMPANY APPLICATION No. 2095 of 2009
In

R.C.C. NO: 22 OF 2000

In the matter of Companies Act, 1956
And
In the matter of M/s Tungabhadra Industries Ltd. (In Liquidation)

Between:

BHAGIRATH SINGH, S/o Revath Singh, R/o Door No 50 / 741 , Birla Quarters Tungabhadra Industries Ltd Workers Quarters Tagore Nagar , Gooty Road, Kurnool, Kurnool District of A.P.,

...Applicant

AND

THE OFFICIAL LIQUIDATOR, High Court of Andhra Pradesh at Hyderabad (3-5-398 , 1st Floor, Kendriya Sadan, Sultan Bazar , Koti, Hyderabad)

...Respondent

Application Under Section 457, 458 & 460 R/w Rule 9 of the Company Court Rules, 1959 praying that this Hon'ble Court may be pleased to directed the official liquidator to desist from claiming the possession of the house premises bearing Door No. 50 / 741 of Survey No. 749 /2 part, Tungabhadra Industries Workers Quarters (Birla Quaters), Tagore Nagar, Gooty Road, Kurnool District, admeasuring 672 part and further direct to do all acts execute in the name on behalf of the company , the appropriate sale deeds or documents in the favour of the applicant therein.

This application coming on for orders, upon reading the Judge's summons and the affidavit dated 14.12.2009 filed by Sri Bhagirath Singh, Applicant in support of the Company Application and upon hearing the arguments of Mr. Karam Chendu Komi Reddy, Representing Mr. Ramuloo Komireddy, Counsel for the for the Applicants, and Mr. G. Kalyan Chakravarthy Standing Counsel for Official Liquidator for the Respondent.

COMPANY APPLICATION No. 2097 of 2009
In
R.C.C. NO: 22 OF 2000

In the matter of Companies Act, 1956
And
In the matter of M/s Tungabhadra Industries Ltd. (In Liquidation)

Between:

S Chand Basha, S/o Ghouse Mohiuddin, R/o Door No. 50 / 742, Dirla Quarters Tungabhadra Industries Ltd Workers Quarters Tagore Nagar, Gooty Road, Kurnool, Kurnool District, A.P.,

...Applicant

AND

THE OFFICIAL LIQUIDATOR, High Court of Andhra Pradesh at Hyderabad (3-5-398, 1st Floor , Kendriya Sadan, sultan bazar, Koti, Hyderabad.

...Respondent

Application Under Section 457, of the Company Court read with Rule, 9 of the Company Court Rules 1959 praying that this Hon'ble Court may be pleased to directing the official liquidator to desist from claiming possession of the house premises bearing door No. 50 / 743 of survey No. 749 / 2 part, Tungabhadra Industries Workers Quarters (Birla Quarters), Tagore Nagar, Gooty Road , Kurnool , Kurnool District , admeasuring 672 part and further direct to do all acts to execute in the name and on behalf of the company , the appropriate sale deeds or documents in the favour of the applicant herein.

These applications coming on for orders, upon reading the Judge's summons and the affidavit dated 14.12.2009 filed by Sri S. Chand Basha, Applicant in support of the Company Application and upon hearing the arguments of Mr. Karam Chendu Komi Reddy, Representing Mr. Ramuloo Komireddy, Counsel for the for the Applicants, and Mr. G. Kalyan Chakravarthy Standing Counsel for Official Liquidator for the Respondent.

The Court made the following: ORDER

THE HON'BLE JUSTICE MOUSHUMI BHATTACHARYA

COMPANY APPLICATION NOs.281, 283, 285, 287, 289, 2091, 2093, 2095 and 2097 of 2009
IN
R.C.C. No. 22 OF 2000

Mr. Karam Chendu Komireddy, learned counsel representing Mr. Ramuloo Komireddy, learned counsel for the applicants.

Mr.G.Kalyan Chakravarthy, learned Standing Counsel for Official Liquidator for the respondent No.1.

Mr. Umesh Singh, learned counsel representing Mr. Srikanth Reddy, learned counsel for the respondent No.2.

COMMON ORDER:

Learned counsel appearing for the applicants and the Official Liquidator places an order passed by a Co-ordinate Bench on 23.09.2022 in a series of Applications filed by the workers of the Company in Liquidation.

2. Counsel for the parties agree that para 16 of the order indicates a tabular statement showing the amounts to be paid per square yard for the excess land occupied by the workers. It is further submitted that para 18 of the order also gives a detailed tabular statement of the individual Company Applications, the name of the applicants, the excess land occupied by the applicants and the amounts adjudicated by the office of the Official Liquidator which is to be paid by the applicants for occupying the excess land.

3. Upon hearing counsel appearing for the parties and considering the tabular statement contained in para 18 thereof, it is clear that save and except the two Company Applications namely

208 and 210 of 2010, all the other remaining Company Applications may be disposed of by directing the individual applicants to pay the amounts against excess land occupied by them within a certain time frame. Counsel for the applicants prays for 8 weeks to make the payments.

4. In view of such submission, Company Application Nos.281, 283, 285, 287, 289, 2091, 2093, 2095 and 2097 of 2009 are accordingly disposed of by directing the individual applicants to pay the amounts indicated in the tabular statements contained in para 18 by 03.03.2025.

5. It is made clear that the Official Liquidator shall verify if amounts have already been paid by a few of the applicants.

6. Interim orders, if any, shall stand vacated and all connected applications are disposed of.

Sd/- K. SRINIVASA RAO
JOINT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Official Liquidator, M/s Tungabhadra Industries Ltd., Office at 1st floor, Corporate Bhawan, Bandlaguda, Nagole, Hyderabad -500068.
2. The Registrar of Companies, Ministry of Corporate Affairs, Government of India 2nd floor Corporate Bhawan, Nagole, Bandlaguda, Thattiannaram Village Hayathnagar Mandal, Ranga Reddy District, Telangana State Pin Code 500 680.
3. The Regional Director, South Eastern Region, Ministry of Corporate Affairs, 3rd floor Corporate Bhawan, Nagole, Bandlaguda, Thattiannaram Village Hayathnagar Mandal, Ranga Reddy District Telangana State, Pin Code 500 680.
4. The S.O. O.S. Section, High Court at Hyderabad, for the State of Telangana.
5. One CC to Mr. G. Kalyan Chakravarthy, Counsel for Official Liquidator, High Court for at Hyderabad [OPUC]
6. One CC to Mr. Ramuloo Komireddy, Advocate [OPUC]
7. One CC to Mr. Srikanth Reddy, Advocate [OPUC]
8. Two CD Copies

DL/gh

HIGH COURT

DATED:23/12/2024



COMMON ORDER
COMPANY APPLICATION Nos. 281, 283, 285, 287, 289, 2091,2093, 2095 and 2097 of 2009
IN
R.C.C: 22 of 2000

COMPANY APPLICATIONS ARE DISPOSED OF

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