

**August 28, 2023**

BSE Limited  
P.J. Towers  
Dalal Street  
Mumbai 400 001  
(Atten: DCS Listing)

National Stock Exchange of India Limited  
Exchange Plaza, 5<sup>th</sup> Floor  
Plot No. C/1, G Block  
Bandra-Kurla Complex, Bandra (E)  
Mumbai 400 051  
(Atten: Manager Listing Department)

**Ref: BSE Scrip Code: 543187, NSE Scrip Symbol: POWERINDIA**

Dear Sirs,

**Subject: Disclosure of continuing event or information under Regulation 30 of the SEBI (Listing Obligations and Disclosure Requirements) Regulations, 2015 (“SEBI Listing Regulations”)**

Pursuant to the provisions of Regulation 30, Schedule III Para-B(8) of SEBI Listing Regulations (as amended) read with Circular SEBI/HO/CFD/CFD-PoD-1/P/CIR/2023/123 dated July 13, 2023, the Company is required to disclose any continuing event or information which becomes material as per the criteria prescribed under Regulation 30(4)(i)(c) of SEBI Listing Regulations.

In view of the above, the details of such ongoing litigations of the Company are enclosed herewith as **Annexure I**.

You are requested to take the same on record.

Thanking you,

Yours faithfully,

**For Hitachi Energy India Limited**  
(formerly known as ABB Power Products and Systems India Limited)

**Poovanna Ammatanda**  
**General Counsel and Company Secretary**

Encl: as above

**Hitachi Energy India Limited**

(Formerly known as ABB Power Products and Systems India Limited)

**Registered and Corporate Office:**  
8<sup>th</sup> Floor, Brigade Opus, 70/401,  
Kodigehalli Main Road, Bengaluru – 560 092,  
Phone: 080 68473700  
CIN: L31904KA2019PLC121597  
[www.hitachienergy.com/in](http://www.hitachienergy.com/in)

Details as required under Regulation 30 of SEBI Listing Regulations, 2015:

I.

| Particulars  | Details  |
|--|--|
| (a) Brief details of litigation viz. name(s) of the opposing party, court/ tribunal/agency where litigation is filed, brief details of dispute/litigation; | <p><b>Opposing party:</b> Indian Oil Corporation Limited (IOCL)</p> <p><b>Court:</b> District Court of Begusarai</p> <p><b>Brief Details:</b> IOCL has awarded a contract for 220 kV/ 33kV GIS Station to ABB India Limited (“ABB”) at IOCL’s Barauni Refinery situated at Begusarai, Bihar (“Project”) on 14.03.2020. By virtue of a scheme of demerger as sanctioned by the NCLT, Bengaluru, the Power Grid business of ABB stood transferred to Hitachi Energy India Limited (“Hitachi Energy”) effective from 1<sup>st</sup> December 2019. The instant contract pertains to the Power Grid business of ABB. However, IOCL refused to recognise such scheme of demerger and refused the repeated request to novate the contract from ABB to Hitachi Energy. As a result, Hitachi Energy was forced to execute the Contract as a sub-contractor to ABB. During the execution Hitachi Energy incurred additional costs for additional/enabling works and for removal of underground debris at the Project site. Further, due to Project delays for reasons not attributable to Hitachi Energy there was increase in commodity price that resulted in huge cost impact in the Project. Hitachi Energy submitted its claim to IOCL through ABB and requested time and cost compensation. Despite various requests to IOCL to address these issues that have arisen between the parties, IOCL remained unresponsive and thus, there is no amicable resolution regarding the same.</p> <p>Since the contract remain non-novated, the Arbitration petition under section 9 of the Arbitration and Conciliation Act, 1996 is filed by Hitachi Energy in the name of ABB to protect invocation of the Bank Guarantees and recovery of its claim.</p> <p>Hitachi Energy through ABB has also filed an application for adjudication of dispute through mediation.</p> |
| (b) Expected financial implications, if any, due to compensation, penalty etc.   | INR 43.28 Crores and Bank Guarantees of INR 15.08 Crores   |
| (c) Quantum of claims, if any  | as stated at (b) above   |

II.

| Particulars  | Details   |
|--|---|
| (a) Brief details of litigation viz. name(s) of the opposing party, court/ tribunal/agency where litigation is filed, brief details of dispute/litigation; | <p><b>Opposing party:</b> Madhya Pradesh Power Transmission Corporation Limited (MPPTCL)</p> <p><b>Court:</b> Additional District &amp; Sessions Judge, Jabalpur.</p> |

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|  | <p><b>Brief Details:</b> MPPTCL has awarded contract for 3 Nos 132/33 KV Indoor GIS Substations ("Project") on 31.07.2019 to Hitachi Energy India Ltd. ("Company"). MPPTCL withheld Company's payments on the pretext of TMT bars failing the tests which is due to non-standard testing by MPPTCL. Further, there was price implications on account of descoping of the work by MPPTCL.</p> <p>The Company has filed Arbitration petition under section 9 of the Arbitration and Conciliation Act, 1996 before District Court Jabalpur to <i>inter-alia</i> protect invocation of its Bank Guarantees and recover of its claim.</p> |
| (b) Expected financial implications, if any, due to compensation, penalty etc. | INR 12.72 Crores and Bank Guarantees of INR 18.78 crores   |
| (c) Quantum of claims, if any  | as stated at (b) above   |

III.

| Particulars  | Details  |
|--|--|
| (a) Brief details of litigation viz. name(s) of the opposing party, court/ tribunal/agency where litigation is filed, brief details of dispute/litigation; | <p><b>Opposite Party:</b> NLC Tamil Nadu Power Limited (NTPL)</p> <p><b>Name of the Authority:</b> Principal District Court, Thoothukudi</p> <p><b>Brief Details:</b> Under Contract dt. 23.02.2010, NTPL had withheld substantial amount towards delay LD and released 90% of the same against a Bank Guarantee (LDBG) submitted in 2012. In Nov 2017, NTPL demanded refund of the LD amount, maintaining the delayed LD were leviable &amp; threatened to encash the LD BG of INR 8.40 Crores. Hence, the Company had to approach Tuticorin Court for stay on BG encashment and the stay was granted in the Company's favour. Therefore, the arbitration proceedings were commenced.</p> <p>Arbitration Award dated 31<sup>st</sup> December 2022 was received on January 4, 2022 as per which NTPL was entitled to encash the BG for INR 8.40 crores furnished by the Company, NLC is entitled to interest on the amount @ 12% per annum from the date of commencement of arbitration and NTPL is entitled to recover INR 10 Lakhs as costs of arbitration. On 6th January 2023, the Company filed a petition u/s 34 of the Arbitration and Conciliation Act, 1996, before the Principal District Court in Tuticorin to set aside this award and the Hon'ble Court was pleased to order 'status quo' to be maintained. The status quo is continuing as on date. Section 34 Proceedings before Principal District Court, Thoothukudi are continuing.</p> |
| (b) Expected financial implications, if any, due to compensation, penalty etc.   | INR 8.40 crore plus interest at the rate of 12% per annum from the date of commencement of arbitration. INR 10.00 Lakhs as costs of arbitration awarded against the Company  |
| (c) Quantum of claims, if any  | As stated at (b) above.  |

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IV.

| Particulars  | Details   |
|--|---|
| (a) Brief details of litigation viz. name(s) of the opposing party, court/ tribunal/agency where litigation is filed, brief details of dispute/litigation; | <p><b>Opposite Party:</b> BGR Energy Systems Limited (BGR)</p> <p><b>Name of the Authority:</b> National Company Law tribunal (NCLT, Amaravati Bench) &amp; Hon'ble High Court of Madras</p> <p><b>Brief Details:</b> Letter of Intent letter ref. no. LOI/NUPPL/0253/ICT &amp; Reactor/ABB/002A dated: 31/10/2017 was issued by BGR to the Company followed by two Purchase Orders no. 310003704 dated 01.12.2020 and 3100037305 dated 01.12.2020. In line with the terms of the agreement, the Company delivered the equipment and issued the proforma invoices to BGR for claiming price variation and retention payment on equipment supplied. BGR admitted the principal amount payable of around INR 7.26 Crores, however, did not pay the same. Therefore, the Company has filed an application under Insolvency and Bankruptcy Code, 2016 before the NCLT. In the NCLT proceedings, pleadings are filed by the parties and proceedings are continuing.</p> <p>BGR Energy Systems had also threatened to invoke Bank Guarantees worth INR 15.16 Crores in case the Company does not extend the validity of the BGs for a period of 3 years. This is despite the aforesaid due payable of INR 7.26 Crores. Hence, the Company also filed a petition under Section 9 of Arbitration and Conciliation Act, 1996 for stay on invocation of the said Bank Guarantees. High Court passed an order dated 11th January 2023, whereby the invocation of BGs was stayed.</p> |
| (b) Expected financial implications, if any, due to compensation, penalty etc.   | INR 7.26 Crores plus interest (Amount claimed by the Company)   |
| (c) Quantum of claims, if any  | As stated at (b) above.   |

V.

| Particulars  | Details   |
|--|---|
| (a) Brief details of litigation viz. name(s) of the opposing party, court/ tribunal/agency where litigation is filed, brief details of dispute/litigation; | <p><b>Opposite Party:</b> Karnataka Power Transmission Corporation Limited ("KPTCL")</p> <p><b>Name of the Authority:</b> Commercial Court, Bangalore and Hon'ble High Court of Karnataka</p> <p><b>Brief Details:</b> The Company has filed a suit before the City Civil and Sessions Judge Court (Commercial Court Division), Bengaluru ("Court") against KPTCL and three electricity supply companies (collectively, the "Defendants") praying for, inter alia, (a) a declaration that the date of commercial operation ("DOC") was achieved on or before November 28, 2017, pursuant to</p> |

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|  | <p>completion of the Company's obligations under the contract entered into between the Defendants and the Company ("Contract"); and (b) for recovery of an amount aggregating approximately INR 104.17 Crores from KPTCL for works carried out under the Contract ("Suit").</p> <p>Pursuant to the terms of the Contract entered into between the Company and the Defendants, the Company was awarded the contract in two phases in 2007 and 2009, to set up an integrated extended supervisory control and data acquisition system i.e., SCADA System, including an annual maintenance contract for two years after declaration of the DOC by KPTCL. The Company has alleged in the Suit that upon completion of its contractual obligations under the Contract, KPTCL refused to issue the DOC and release an amount of approximately INR 104.17 Crores payable to the Company pursuant to the terms of the Contract. Aggrieved by the said facts, the Company filed the present Suit. Further, the Company filed an interlocutory application before the Court seeking interim reliefs to restrain KPTCL from invoking bank guarantees issued by the Company under the terms of the Contract aggregating to approximately INR 71.28 Crores ("Application").</p> <p>On October 14, 2019, the Court granted an ex-parte ad interim order in favour of the Company restraining KPTCL from invoking the said bank guarantees. On October 31, 2022, the Court allowed the Application until disposal of the Suit.</p> <p>Against the above order dated October 31, 2022, the Defendants preferred a commercial appeal before the High Court of Karnataka.</p> <p>Both these matters are currently pending.</p> |
| <p><b>(b)</b> Expected financial implications, if any, due to compensation, penalty etc.</p> | <p>INR 73.85 Crores plus interest (Amount claimed by the Company)</p>  |
| <p><b>(c)</b> Quantum of claims, if any</p>  | <p>As stated at (b) above.</p>   |

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