

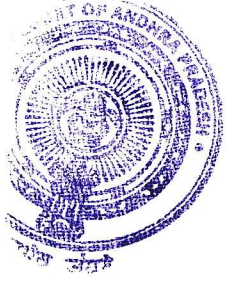
**IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
(SPECIAL ORIGINAL JURISDICTION)**

**TUESDAY, THE THIRTY FIRST DAY OF MARCH
TWO THOUSAND AND TWENTY SIX**

:PRESENT:

THE HONOURABLE SRI JUSTICE NYAPATHY VIJAY

WRIT PETITION NO: 5194 OF 2026



Between:

Sri Mekala Ratna Kumar, S/o. M.Gangaiah, aged about 68 years, Ex-President, Somireddypalli Primary Agricultural Cooperative Society, R/o. Mallepalli village, B.Mattam Mandal, Kadapa District., A.P. (516503)

Petitioner

AND

1. The State of Andhra Pradesh , Rep. by its Principal Secretary, Agriculture and Co-operation Department, Secretariat, Amaravathi, Andhra Pradesh. (522237)
2. The Commissioner for Co-operation and Registrar of Co-operative Societies, Office at D.No 2-16-83, Sky Lark Towers, 11th line, Syamala Nagar, Guntur - (522 006)
3. The District Cooperative Officer-DCO, Kadapa (YSR) District, Andhra Pradesh. (516001)
4. M/s. Somireddypalli Primary Agricultural Cooperative Society, rep. by its CEO., B.Mattam Mandal, Kadapa District., Andhra Pradesh. (516503)
5. The District Cooperative Audit officer/inquiry officer, Section 51 Inquiry officer, Somireddypalli Primary Agricultural Cooperative Society, B.Mattam Mandal, Kadapa District. Andhra Pradesh. (516503)

Respondents

Petition under Article 226 of the Constitution of India is filed praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to issuance of an appropriate Writ, Order, or direction more particularly one in the nature of Writ of Mandamus, by declaring the action of

the Respondent No.3 in issuing proceedings vide Rc.No.1314/2013-C2, dated 20.11.2024 ordering Section 51 inquiry without jurisdiction or having any power, and further action of 5th Respondent i.e., inquiry officer in issuing notice Rc.No.OI/Somireddipalli PACS, dated 30.01.2026 calling upon petitioner to appear on 11.02.2026, as illegal, arbitrary. Excessive and contrary to the principles of natural justice, violative of Fundamental Rights guaranteed under Article 14 and 21 of the Constitution of India and contrary to the provisions of the Andhra Pradesh Cooperative Societies Act, 1964 and Rules made therein, and consequently declare the same as illegal and void;

IA NO: 1 OF 2026

Petition under Section 151 CPC is filed praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to suspend the proceedings issued by the 3rd Respondent vide Rc.No. 1314/2013-C2, dated 20.11.2024, including all the consequential proceedings, Pending disposal of WP 5194 of 2026, on the file of the High Court.

The petition, coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and upon hearing the arguments of Sri SRINIVAS BASAVA Advocate for the Petitioner, GP FOR COOPERATION for Respondent Nos.1 to R3 and R5 and the Court made the following.

ORDER

This writ petition is filed questioning the proceedings dated 20.11.2024 issued by Respondent No.3 on the ground of lack of jurisdiction to initiate enquiry under Section 51 of APCS Act, 1964.

Learned counsel for the Petitioner places reliance on a Division Bench judgment of this Court in W.A.No.97 of 2025.

Learned Government Pleader for Cooperation submits that certain aspects of G.O.Ms.No.34, Food and Agriculture (Coop.IV) Department, dated 16.01.1989 were not considered by the Division Bench and the same would require further consideration. He seeks time to make further submissions.

Post on 07.04.2026.

In the interregnum, the impugned proceedings dated 20.11.2024 shall stand suspended.

Sd/- N. NAGAMMA
ASSISTANT REGISTRAR

//TRUE COPY//

For .

SECTION OFFICER

To,

1. The Principal Secretary, State of Andhra Pradesh, Agriculture and Co-operation Department, Secretariat, Amaravathi, Andhra Pradesh.
(522237) (by **Special Messenger**)
2. The Commissioner for Co-operation and Registrar of Co-operative Societies, Office at D.No 2-16-83, Sky Lark Towers, 11th line, Syamala Nagar, Guntur - (522 006)
3. The District Cooperative Officer-DCO, Kadapa (YSR) District, Andhra Pradesh. (516001)
4. The CEO, M/s. Somireddypalli Primary Agricultural Cooperative Society, B.Mattam Mandal, Kadapa District., Andhra Pradesh. (516503)
5. The District Cooperative Audit officer/inquiry officer, Section 51 Inquiry officer, Somireddypalli Primaiy Agricultural Cooperative Society, B.Mattam Mandal, Kadapa District. Andhra Pradesh. (516503)
(addressee 2 to 5 by **RPAD**)
6. One CC to SRI. SRINIVAS BASAVA Advocate [OPUC]
7. Two CCs to GP FOR COOPERATION, High Court of Andhra Pradesh.
[OUT]
8. One spare copy

HIGH COURT

VN,J

DATED:31/03/2026

Post on 07.04.2026

ORDER

WP.No.5194 of 2026

SUSPENSION

