

(SHOW CAUSE NOTICE BEFORE ADMISSION) ✓
IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI ✓
(SPECIAL ORIGINAL JURISDICTION) ✓

THURSDAY, THE SIXTH DAY OF MARCH ✓
TWO THOUSAND AND TWENTY FIVE ✓

:PRESENT:

THE HONOURABLE SRI JUSTICE CHALLA GUNARANJAN ✓

WRIT PETITION NO: 5540 OF 2025 ✓



Between:

B Srinivasa Rao, S/o. Ramanaiiah, Aged about 33 years, Occ Chief Executive Officer (CEO) Primary Agricultural Cooperative Society Limited, Sydapuram, SPSR Nellore District. ✓

...Petitioner ✓

AND

1. The State of Andhra Pradesh, Represented by its Principal Secretary, Agricultural Marketing and Cooperation Department Secretariat Buildings, Velagapudi, Guntur District. ✓
2. The Commissioner for Cooperation and Registrar of Cooperative Societies, Skylark Towers, D.No.2-16-83, 11th Lane Shyamala Nagar Guntur, Guntur District. ✓
3. SPSR Nellore District Cooperative Central Bank Limited, Nellore., Rep. by its Chief Executive Officer/ Convener of District Level Empowered Committee, ✓
4. Sydapuram Primary Agricultural Cooperative Society Limited, Sydapuram, SPSR Nellore District, Rep. by its Chairman-cum-President. ✓

...Respondents

WHEREAS the Petitioner above named through his Advocate SRI T BALAJI presented this Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed therewith, the

High Court may be pleased to issue any appropriate Writ, Order or direction preferably a Writ in the nature of Writ of Mandamus declaring the action of the Respondents in not paying the salary as per PACS Human Resource Policy to the petitioner from 05.07.2021 eventhough as the petitioner is discharging duties as Chief Executive Officer in Primary Agricultural Cooperative Society Limited, Sydapuram, SPSR Nellore District as illegal, arbitrary and consequently direct the respondents to pay the salary under HR Policy to the petitioner as Chief Executive Officer in Primary Agricultural Cooperative Society Limited, Sydapuram, SPSR Nellore District. ✓

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of Sri T BALAJI Advocate for the Petitioner, and of GP FOR COOPERATION, for the Respondent Nos.1 & 2, directed issue of notice to the Respondent Nos.3 & 4, herein to show cause as to why this WRIT PETITION should not be admitted. ✓

You viz:

1. The Chief Executive Officer/ Convener of District Level Empowered Committee, SPSR Nellore District Cooperative Central Bank Limited, Nellore. ✓
2. The Chairman-cum-President, Sydapuram Primary Agricultural Cooperative Society Limited, Sydapuram, SPSR Nellore District. ✓

are be and hereby directed to show cause either appearing in person or through an Advocate, 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, on or before 20.03.2025 to which date the case stands posted for hearing.

IA NO: 1 OF 2025

Petition under Section 151 of 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 direct the Respondents to direct the respondents to pay the salary under PACS Human Resource Policy to the petitioner as Chief Executive Officer in Primary Agricultural Cooperative Society Limited, Sydapuram, SPSR Nellore District by considering the representation dated 08.01.2025, pending disposal of WP No. 5540 of 2025, on the file of the High Court.

The Court made the following: ORDER ✓

Learned Government Pleader for Cooperation takes notice for respondent Nos.1 and 2.

Issue notice to respondent Nos.3 and 4. ✓

Learned counsel for the petitioner is permitted to takeout personal notice to respondent Nos.3 and 4 and file proof of service within two (02) weeks. ✓

Learned counsel for the petitioner submits that petitioner has been initially appointed as Computer Operator-cum-Clerk with the 4th respondent and later having regard to his qualifications, he has been promoted as CEO and even the service record discloses the said factum. ✓

In terms of G.O.Ms.No.36 Agriculture and Cooperation (COOP-IV) dated 01.03.2019, the Government has implemented HR Policy to the Primary Agriculture Cooperative Society (PACS) Employees and that the 4th respondent has also passed a resolution dated 29.03.2024, approving to pay the salary to the petitioner in terms of the said HR Policy. Despite the same, the petitioner is not being paid salary, as attached to the post of CEO. ✓

✓
List the matter on 20.03.2025 in the adjourned motion list.

SD/- M.PRABHAKARA RAO
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

For

To,

1. The Principal Secretary, Agricultural Marketing and Cooperation Department, State of Andhra Pradesh, Secretariat Buildings, Velagapudi, Guntur District. **(by Special Messenger)**
2. The Commissioner for Cooperation and Registrar of Cooperative Societies, Skylark Towers, D.No.2-16-83, 11th Lane Shyamala Nagar Guntur, Guntur District. **(by RPAD)**
3. The Chief Executive Officer/ Convener of District Level Empowered Committee, SPSR Nellore District Cooperative Central Bank Limited, Nellore.
4. The Chairman-cum-President, Sydapuram Primary Agricultural Cooperative Society Limited, Sydapuram, SPSR Nellore District **(Addressees 3 & 4 by RPAD- along with a copy of petition and affidavit)**
5. One CC to SRI T BALAJI, Advocate [OPUC] ✓
6. Two CCs to GP FOR COOPERATION, High Court of Andhra Pradesh. [OUT] ✓
7. One spare copy ✓

PSR



HIGH COURT

CGR,J

DATED:06/03/2025

NOTE: List the matter on 20.03.2025 in the adjourned motion list.

NOTICE BEFORE ADMISSION

WP.No.5540 of 2025

INTERIM DIRECTION

