

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

WEDNESDAY, THE FIFTH DAY OF NOVEMBER,
TWO THOUSAND AND TWENTY FIVE

:PRESENT:

THE HONOURABLE SRI JUSTICE K SREENIVASA REDDY



WRIT PETITION NO: 13515 OF 2024

Between:

1. S.Narayana Rao, S/o. S. Purushottam, Hindu, aged about 57 years, working as CEO, Sompeta PACS, Srikakulam District.
2. R. Viswanadhan, S/o. Sree Ramulu, Hindu, aged about 49 years. President Sompeta PACS, Srikakulam District.
3. K. Trinadha Pradhan, S/o. K. Hari, Hindu, aged about 64 years, Ex-CEO Sompeta PACS, Srikakulam District.

...Petitioners

AND

1. The Government of Andhra Pradesh, Rept. By its Principal Secretary Co-operative Department, Secretariat Buildings, Tulluru, Amaravathi, Guntur District.
2. Assistant Provident Fund Commissioner, District Provident Officer Rims Jn, Balaga, Srikakulam District.
3. Branch Manager, DCCB Bank Sompeta Branch Sompeta, Srikakulam District.
4. The Deputy Registrar of Co-op. Societies, Tekkali, Srikakulam District.
5. Sompeta Primary Agricultural Co-Op Society, Rept. By its Person-in-charge, Sompeta, Srikakulam District.

...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 issue a writ or order direction more particularly one in the nature of Writ of Mandamus declaring the action of the 2nd and 4th respondent herein when there are no funds to the society for payment of provident fund amount and also sought permission for payment of amount to the 4th and 3rd respondent integrating permission on my application, even though prohibitory orders were issued vide No.AP/DO/SKLM/RVSP/28759/Recovery/Zone-71/2021/62 dated 20.07.2021 imposed penal damages, of Rs.7,65,451/- received amount from the 3rd respondent, and consequently surcharge proceedings issued vide R.C.No.249/2021-C/SUR/TKL dated 20.01.2024 and whereby fixing liability severally and jointly to all the petitioners is as illegal improper and arbitrary consequently set-side the proceedings of 2nd respondent and consequential proceeding and delved;

IA NO: 1 OF 2024:

Petition under Section 151 of CPC is filed praying that in the circumstances stated in the affidavit filed in support of the writ petition, the High Court may be pleased to suspend the proceedings vide R.C.No.249/2021-C/SUR/TKL dated 20.01.2024, pending disposal of WP.No.13515 of 2024, on the file of the High Court.

IA NO: 1 OF 2025

Petition under Section 151 CPC (Rule 12 Sub rule (ii) and (iii) of the Writ) proceeding Rules 1977 praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to grant leave for filing reply affidavit in the writ petition No. 13515/2024 and pass, Pending disposal of WP 13515 of 2024, on the file of the High Court.

IA NO: 2 OF 2024

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to vacate the Interim orders dated 01-07-2024 in WP.No. 13515/2024 and dismiss the writ petition and pass., Pending disposal of WP 13515 of 2024, on the file of the High Court.

IA NO: 2 OF 2025

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to extend the stay pending disposal of WP 13515 of 2024, 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 the earlier orders of the High Court dated: 01.07.2024, 29.07.2024, 13.08.2024, 13.09.2024, 27.09.2024, 21.10.2024, 12.11.2024, 20.11.2024, 02.12.2024, 10.07.2025, 11.08.2025 & 18.09.2025 made herein and upon hearing the arguments of Mrs.A.Padma, Advocate for the Petitioner and GP for Cooperation for the Respondent Nos.1, 2 & 4, Smt. LAKSHMI D S, Advocate for the Respondent No.5, the Court made the following

ORDER:

Issue notice to respondent No.5.

Learned counsel for the petitioners is permitted to take out personal notice to Respondent No.5 and file proof of service before the Registry within a period of two (2) weeks.

List the matter after two (2) weeks.

Interim order granted earlier is extended for a further period of six (6) weeks.

SD/-A.VIJAYA BABU
DEPUTY REGISTRAR

//TRUE COPY//

A. V. Babu
SECTION OFFICER

To,

1. The Person-in-charge, Sompeta Primary Agricultural Co-Op Society,
C Sompeta, Srikakulam District.
2. ✓ One CC to Mrs. A. Padma, Advocate [OPUC]
3. ✓ One CC to Smt. Lakshmi D S, Advocate [OPUC]
4. ✓ Two CCs to GP for Cooperation, High Court of Andhra Pradesh. [OUT]
5. One spare copy

HIGH COURT

SRK,J

DATED:05/11/2025

List the matter after two (2) weeks.

WP.No. 13515 OF 2024

INTERIM ORDER EXTENDED

