

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

WEDNESDAY, THE 15th DAY OF JULY, 2026

:PRESENT:

THE HONOURABLE SRI JUSTICE NYAPATHY VIJAY

WRIT PETITION NO: 19116 OF 2026



Between:

G Venkateswra Rao, S/o G Nageswara Rao, Aged 59 years, R/o D.No.1-252, Achampeta Village, Samarlakota Mandal East Godavari District, Andhra Pradesh- 533005.

Petitioner

AND

1. The State of Andhra Pradesh, Rep. by its Principal Secretary, Co-operation Department, Secretariat Buildings, Velagapudi, Amravati, Guntur District-522503.
2. The Commissioner for Co-operation and Registrar of Co-operative Societies, Government of Andhra Pradesh, Tadepalli, Guntur District-522501.
3. The District Co-operative Officer, Kakinada District-533001.
4. The Divisional Co-operative Officer Deputy Registrar of Co-operative Societies, Kakinada District-533001.
5. The Achampeta Large Seize Cooperative Society (LSCS), Rep. by the Person-in-charge, Samarlakota Mandal, Achampeta (V) East Gadavari District- 533005.

Respondents

WHEREAS the Petitioner above named through his Advocate SRI G V SHIVAJI 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 a writ, order or direction more particularly one in the nature of Writ of Mandamus, declaring the impugned action of the 5th

respondent in Proceeding to superannuate the petitioner w.e.f 31.05.2027, as the petitioner attains the age of 60 years, though the petitioner is entitled to be in service up to 62 years i.e. 31.05.2029, as per the amendment made vide G.O.Ms.No.15 Finance(HR. IV-FR and IR) Department, dt.31.01.2022, and also as per the Resolution dt.12.09.2025, made by the 5th respondent society, as highly illegal, arbitrary, violative of Article 14 and 16 of the Constitution of India and also contrary to A.P. Co-operative Societies Act, consequently direct the respondents to continue the petitioner up to completion of age of 62 years in the interest of justice.

AND WHEREAS the High Court upon perusing the petition and affidavit/memorandum of grounds filed herein and upon hearing the arguments of Sri G V SHIVAJI Advocate for the Petitioner, GP for Co-operation for Respondent No directed issue of notice to the Respondents herein to show cause as to why this WRIT PETITION should not be admitted.

You viz:

The Person-in-charge, The Achampeta Large Seize Cooperative Society (LSCS), Samarlakota Mandal, Achampeta(V) East Gadavari District-533005.

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 memorandum of grounds filed therewith (copy enclosed) this **Writ Petition** should not be admitted returnable in four weeks to which date the case stands posted for hearing.

IA NO: 1 OF 2026

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 direct the respondents to continue the service of the petitioner up to completion of age of 62 years, pending disposal of WP No. 19116 of 2026, on the file of the High Court.

The Court made the following: ORDER

1. Notice before admission, returnable in four weeks.
2. Learned Government Pleader for Co-operation takes notice for Respondent Nos.1 to 4.
3. Issue notice to Respondent No.5.
4. Learned counsel for the Petitioner is also permitted to take out personal notice to Respondent No.5 by SPAD and file proof of service in the Registry by the next date.
5. The present Writ Petition is filed question the action of the Respondents in not extending the benefit of enhanced age of superannuation from 60 to 62 years to the Petitioner pursuant to the resolutions of the Executive Committee as well as the General Body of the Respondent-Society and to declare the same as illegal and arbitrary.
6. The learned Government Pleader submits that the Division Bench of this Court in W.A.No.649 of 2024 had passed an interim order on 11.09.2024 suspending the order of the learned Single Judge with regard to the same relief.
7. Heard the respective counsel.
8. The learned counsel for the Petitioner submits that though the Division Bench of this Court in W.A.649 of 2024 had stayed the enhancement of age of superannuation of 62 years, the distinguishable factor in this case is that the General Body as well as the Executive Committee of the Respondent-Society had resolved to enhance the age of its employees on par with the Government employees i.e., 62 years. Apart from that Rule 28(7) of the Andhra Pradesh Co-operative Societies Rules enables the Society to enhance the age of its employees on par with the Government employees. In W.A.No.649 of 2024, the interim orders were passed at the instance of the Co-operative Society which did not pass any General Body or Executive Committee resolution as done in this case.
9. In that view, there shall be an interim order as under:- (i) The Respondents shall continue the Petitioner till he attains the age of 62 years pending further orders;

10. Post this case along with connected W.P.No.16226 of 2026.

SD/- K.R.V.S.SUBHRAHMANYAM
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Principal Secretary, The State of Andhra Pradesh, Co-operation Department, Secretariat Buildings, Velagapudi, Amravati, Guntur District-522503.
2. The Commissioner for Co-operation and Registrar of Co-operative Societies, Government of Andhra Pradesh, Tadepalli, Guntur District-522501.
3. The District Co-operative Officer, Kakinada District-533001.
4. The Divisional Co-operative Officer Deputy Registrar of Co-operative Societies, Kakinada District-533001.
5. The Achampeta Large Seize Cooperative Society(LSCS), Rep. by the Person-in-charge, Samarlakota Mandal, Achampeta(V) East Gadavari District- 533005.
6. One CC to SRI. G V SHIVAJI Advocate [OPUC]
7. Two CCs to GP FOR COOPERATION ,High Court Of Andhra Pradesh.
[OUT]
8. One spare copy.

TVSR

HIGH COURT

VN,J

DATED: 15/07/2026

POST THIS CASE ALONG WITH CONNECTED W.P.NO.16226 OF 2026.

NOTICE BEFORE ADMISSION

WP.No.19116 of 2026

DIRECTION

