

[3460]

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

WEDNESDAY, THE 22nd DAY OF JULY 2026

:PRESENT:

THE HONOURABLE SRI JUSTICE NYAPATHY VIJAY

WRIT PETITION NO: 20042 OF 2026



Between:

Chakala Jayramulu, S/o C. Pathanna Age 60 years, Occ Chief Executive Officer, The Somandepalli Primary Agricultural Cooperative Society Limited No D.No.233, Somandepalli, Somandepalli Mandal, Sri Satya Sai District, Pin code 515122

Petitioner

AND

1. The State of Andhra Pradesh, Rep. by its Principal Secretary to Government, Agriculture AND Cooperation Department, Andhra Pradesh Secretariat, Velagapudi, Amaravathi, Guntur District. Pin Code 522503
2. The Commissioner for Cooperation and Registrar of Cooperative Societies, Government of Andhra Pradesh, Vijayawda, Krishna District Pin code 522238
3. The District Cooperative Officer, Puttaparthi, Sri Satya Sai District Pin code 515134
4. The Divisional Cooperative officer, Hindupur, Sri Satya Sai District Pin code 515201
5. The Somandepalli Primary Agricultural Cooperative Society Limited, No D.No.233, Somandepalli, Somandepalli Mandal, Sri Satya Sai District Pin code 515122

Respondents

WHEREAS the Petitioner above named through his Advocate Sri L V S Nagaraju 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 issued an appropriate writ, Order or Direction more particularly one in the nature of writ of mandamus to declare the action of the 5th respondent in taking steps for retirement of the petitioner at the age of 60 years inspite of the General Body Rseolution dated 29-09-2025 as illegal, arbitrary, violative of Article 14 of the Constitution of India and contrary to G.O.Ms.No 15 Finance (HR.IV-FR and LR) Department dated 31-01-2022 and consequently direct the respondents to continue the petitioner in service till the petitioner attain the age of 62 years in the 5threspondent society duly taking into consideration the General Body Resolution dated 29-09-2025.

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of Sri L V S Nagaraju Advocate for the Petitioner and of GP For Corporation for the Respondents No.1 to 4, directed issue of notice to the Respondents herein to show cause as to why this WRIT PETITION should not be admitted.

You viz:

1. The Principal Secretary to Government, Agriculture AND Cooperation Department, Andhra Pradesh Secretariat, Velagapudi, Amaravathi, Guntur District. Pin Code 522503.
2. The Commissioner for Cooperation and Registrar of Cooperative Societies, Government of Andhra Pradesh, Vijayawda, Krishna District Pin code 522238
3. The District Cooperative Officer, Puttaparthi, Sri Satya Sai District Pin code 515134
4. The Divisional Cooperative officer, Hindupur, Sri Satya Sai District Pin code 515201

5. The Somandepalli Primary Agricultural Cooperative Society Limited,
No D.No.233, Somandepalli ,Somandepalli Mandal, Sri Satya Sai
District Pin code 515122.

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.

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 services of the petitioner till the petitioner attains the age of 62 years in the 5th respondent society by duly taking into consideration the General Body Resolution dated 29-09-2025, pending disposal of WP No.20042 of 2026, on the file of the High Court.

The Court made the following: ORDER

“1. Notice before admission.

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 RPAD and file proof of service in the Registry.

5. The present Writ Petition is filed questioning 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 interim order as under;

(i) The Respondents shall continue the Petitioner till he attains the age of 62 years pending further orders.

11. Post this case along with W.P.No.16226 of 2026.”

//TRUE COPY//

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

F SECTION OFFICER

To,

1. The Principal Secretary to Government, Agriculture AND Cooperation Department, Andhra Pradesh Secretariat, Velagapudi, Amaravathi, Guntur District. Pin Code 522503 (By Special Messenger - along with a copy of petition and affidavit)
2. The Commissioner for Cooperation and Registrar of Cooperative Societies, Government of Andhra Pradesh, Vijayawda, Krishna District Pin code 522238.

3. The District Cooperative Officer, Puttaparthi, Sri Satya Sai District Pin code 515134.
4. The Divisional Cooperative officer, Hindupur, Sri Satya Sai District Pin code 515201.
5. The Somandepalli Primary Agricultural Cooperative Society Limited, No D.No.233, Somandepalli, Somandepalli Mandal, Sri Satya Sai District Pin code 515122 (Addressee Nos.2 to 5 By RPAD- along with a copy of petition and affidavit)
6. One CC to Sri L V S Nagaraju Advocate [OPUC]
7. Two CCs to GP For Corporation, High Court of A.P. [OUT]
8. One spare copy

HIGH COURT

VN,J

DATED:22/07/2026

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

NOTICE BEFORE ADMISSION

WP.No.20042 of 2026

INTERIM DIRECTION

