

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



FRIDAY, THE 24th DAY OF JULY, 2026

: PRESENT:

THE HONOURABLE SRI JUSTICE NYAPATHY VIJAY

WRIT PETITION NO: 20415 OF 2026

Between:

D Ramakrishnam Raju, S/o. Suryanaryana Raju, Aged 60 years, Occ: CEO of No. B-291 Katrenikona PACS Limited, Katrenikona, R/o. D. No. 3-71, Rajula Street, Near Ramaalayam, Katrenikona Mandal, East Godavari/Dr.BR Ambedkar Distriet, A.P. 533212

Petitioner

AND

1. The State of Andhra Pradesh, Rep. by its Principal Secretary, Agriculture & Co-operation Department, Secretariat, Amaravati.-522238
2. The District Co-operative officer (DCO), East Godavari/Dr. BR Ambedkar konaseema District.-533201
3. The District Co-operative Central Bank Ltd., East Godavari District, Rep. by its Chief Executive Officer (CEO), Kakinada, Andhra Pradesh.-533003
4. The No. B-291 Katrenikona Primary Agriculture Co-operative Society Limited, Rep. by its Chairperson/Official Person- in-charge. Katrenikona, East Godavari/Dr. BR Ambedkar konaseema District,-533212

Respondents

WHEREAS the Petitioner above named through his Advocate Sri Naresh Kumar Gundapu, 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 of an appropriate Writ, Order, or direction more particularly one in the nature of Writ of Mandamus, by declaring the action of the Respondents in preventing the petitioner to be in service as a Chief Executive Officer in the 4th Respondent society up to the age of 62 years, i.e., up to 31.08.2027 after passing the Resolution No.3 dated 28.03.2025 in a General Body by the 4th Respondent thereby increasing the age of retirement from 60 to 62 years and even after issuing the letter dated 17.07.2026, as illegal, arbitrary and contrary to the Principles of Natural Justice, violative of Fundamental Rights guaranteed under Article 14, 16 and 21 of the Constitution of India and contrary to the provisions of the Andhra Pradesh Cooperative Societies Act, 1964 and Rules framed thereunder, consequently direct the respondents to continue the service of the petitioner till he attains the age of 62 years.

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of Sri Naresh Kumar Gundapu, Advocate for the Petitioner, and of GP for Co-operation for Respondent Nos. 1 & 2, and of Sri Srinivas Basava, Standing Counsel for Respondent No.3, directed issue of notice to the Respondent No.4 herein to show cause as to why this WRIT PETITION should not be admitted.

You viz:

1. The Chairperson/Official Person- in-charge, No.B-291 Katrenikona Primary Agriculture Co-operative Society Limited, Katrenikona, East Godavari/Dr. BR Ambedkar konaseema District,-533212

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 he attains the age of 62 years in 4th Respondent Society, Pending disposal of WP No.20415 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 and 2.
3. Learned Standing Counsel for DCC Bank takes notice for the Respondent No.3.
4. Issue notice to Respondent No. 4
5. Learned counsel for the Petitioner is also permitted to take out personal notice to Respondent No. 4 by RPAD and file proof of service in the Registry.
6. 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.
7. 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.

8. Heard the respective counsel.

9. 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.

10. 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.

SD/- T.SRINIVASA RAO
ASSISTANT REGISTRAR

//TRUE COPY//

For


SECTION OFFICER

To,

1. The Principal Secretary, State of Andhra Pradesh, Agriculture & Co-operation Department, Secretariat, Amaravati.-522238
2. The District Co-operative officer (DCO), East Godavari/Dr. BR Ambedkar konaseema District.-533201
3. The Chief Executive Officer (CEO), District Co-operative Central Bank Ltd., East Godavari District, Kakinada, Andhra Pradesh.-533003 (1 to 3 by SPAD)
4. The Chairperson/Official Person- in-charge, No.B-291 Katrenikona Primary Agriculture Co-operative Society Limited, Katrenikona, East Godavari/Dr. BR Ambedkar konaseema District,-533212 (by SPAD- along with a copy of Petition and Affidavit)
5. One CC to Sri Naresh Kumar Gundapu, Advocate [OPUC]
6. Two CCs to GP for Co-operation, High Court of Andhra Pradesh [OUT]
7. One spare copy

HIGH COURT

VN, J

DATED: 24/07/2026

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

NOTICE BEFORE ADMISSION

WP.No.20415 of 2026

INTERIM DIRECTION

