

[3327]

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

TUESDAY, THE NINTH DAY OF SEPTEMBER
TWO THOUSAND AND TWENTY FIVE

:PRESENT:

**THE HONOURABLE SRI JUSTICE K SREENIVASA REDDY
WRIT PETITION NO: 23751 OF 2025**

Between:

Nalluri Balakrishna, S/o. Basava Kutumba Rao aged about 58 years, Occ
Chief Manager R/O.H.N0.4-5-32/23/B, 1st Line Extension, Vidya Nagar,
Guntur, Guntur District.

Petitioner

AND

1. The State of Andhra Pradesh, rep. by its Principal Secretary Agriculture and Cooperation Department, Secretariat Buildings, Velagapudi, Amaravathi, Guntur District.
2. The Registrar of Co-operative Societies, Skylark Towers, near D. No. 2/16/83, 11th Line Syamala Nagar, Guntur, Guntur District.
3. The District Co-operative Officer, Guntur, Guntur District.
4. The Deputy Registrar of Cooperative Societies/ Divisional Cooperative Officer, Guntur, Guntur District- Surcharge Authority of Reddypalem Primary Agricultural Cooperative Society Ltd., Reddypalem.
5. T. Rajani, Assistant Registrar, O/o. Sub-Divisional Cooperative Officer, Guntur Inquiry Officer U/s. 51 of APCS Act 1964, Reddypalem PACS.
6. Reddypalem Primary Agricultural Cooperative Society Ltd, Reddypalem, represented by the Chief Executive Officer Guntur rural Mandal, Guntur District.

Respondents

WHEREAS the Petitioner above named through his Sri Advocate PRABHU NATH VASIREDDY 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 surcharge order in Rc. No.851/2023-C, dated 15-07-2025 passed by the respondent No.4 under section 60 of AP Cooperative Societies Act, 1964 against the petitioner along with the Supervisor of the GDCC Bank for recovery of an amount of Rs. 3,24,96,558/- with interest thereon @18 PERCENT per annum along with others jointly and severally with effect from 01-04-2022 till the date of realization as illegal, without Jurisdiction and power or authority, in flagrant violation of the principles of natural justice, contrary to the provisions of Section 60 of Andhra Pradesh Cooperative Societies Act, 1964, biased and in violation of Articles 14 and 21 of the Constitution of India, consequently set aside the surcharge order passed by the respondent No.4 against the petitioner in Rc.No.851/2023-C, dated 15- 07-2025 .

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of Sri PRABHU NATH VASIREDDY Advocate for the Petitioner and of GP FOR COOPERATION for Respondents 1 to 4 and 6, directed issue of notice to the Respondent No.5 herein to show cause as to why this WRIT PETITION should not be admitted.

You viz:

T. Rajani, Assistant Registrar, O/o. Sub-Divisional Cooperative Officer, Guntur
Inquiry Officer U/s. 51 of APCS Act 1964, Reddypalem PACS.

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 within four weeks or to which date the case stands posted for hearing.

IA NO: 1 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 stay of all further proceeding in pursuance to the impugned surcharge order passed by the respondent No.4 against the petitioner in Rc. No.851/2023-C dated 15-07- 2025, pending disposal of WP No. 23751 of 2025, on the file of the High Court.

The Court made the following: ORDER

“Learned Assistant Government Pleader for Cooperation takes notice for respondent Nos.1 to 4 and 6 and seeks time to get instructions.

Issue notice to respondent No.5.

Learned counsel for the petitioner is permitted to take out personal notice to respondent No.5 by registered post with acknowledgment due and file proof of service before the Registry within a period of three (3) weeks.

In the meantime, there shall be interim stay of all further proceedings pursuant to the impugned surcharge order passed by respondent No.4 against the petitioner in Rc.No.851/2023-C, dated 15.07.2025, for a period of six (6) weeks.

List the matter after four (4) weeks.”

//TRUE COPY//

**SD/- M.SRINIVAS
ASSISTANT REGISTRAR**

SECTION OFFICER

For .

To,

1. The Principal Secretary, The State of Andhra Pradesh, Agriculture and Cooperation Department, Secretariat, Velagapudi, Amaravati, Guntur District.

2. The Registrar of Co-operative Societies, Skylark Towers, near D. No. 2/16/83, 11TH Line Syamala Nagar, Guntur, Guntur District.
3. The District Co-operative Officer, Guntur, Guntur District.
4. The Deputy Registrar of Cooperative Societies/ Divisional Cooperative Officer, Guntur, Guntur District- Surcharge Authority of Reddypalem Primary Agricultural Cooperative Society Ltd., Reddypalem.
5. T. Rajani, Assistant Registrar, O/o. Sub-Divisional Cooperative Officer, Guntur Inquiry Officer U/s. 51 of APCS Act 1964, Reddypalem PACS. (by RPAD- along with a copy of petition and affidavit)
6. The Chief Executive Officer Reddypalem Primary Agricultural Cooperative Society Ltd, Reddypalem, Guntur rural Mandal, Guntur District. (Nos. 1 to 4 and 6 by RPAD)
7. One CC to SRI. PRABHU NATH VASIREDDY Advocate [OPUC]
8. Two CCs to GP FOR COOPERATION ,High Court Of Andhra Pradesh. [OUT]
9. **One spare copy**

HIGH COURT

SRK,J

DATED:09/09/2025

POST AFTER FOUR WEEKS

NOTICE BEFORE ADMISSION

WP.No.23751 of 2025

INTERIM STAY

