

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

MONDAY, THE NINTH DAY OF FEBRUARY,
TWO THOUSAND AND TWENTY SIX

:PRESENT:

THE HONOURABLE SRI JUSTICE NYAPATHY VIJAY
WRIT PETITION NOS: 24382, 23748 & 23751 OF 2025



WRIT PETITION NO.: 24382 OF 2025

Between:

Mandala Venkata Siva Rama Koti Reddy, S/o. Sanji Reddy aged about 58 years, Occ: Chief Manager, GDCC Bank, R/o. H.No.1-22, Sai Sadan, Nudurupadu, Phirangipuram Mandal, 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 Enquiry Officer of Phiranghipuram Primary Agricultural Cooperative Society Ltd., Phiranghipuram.
5. J.Saraswathi, Assistant Registrar, O/o Sub-Divisional Cooperative Officer, Sattenapalli, Inquiry Officer U/s. 51 of ARCS Act 1964, Phiranghipuram PACS.
6. Phiranghipuram Primary Agricultural Cooperative Society Ltd., Phiranghipuram, represented by the Chief Executive Officer, Guntur Rural Mandal, Guntur 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 or direction particularly one in the nature of Writ of Mandamus declaring the surcharge order in Rc.NO.872/2023-C, dated 06-06-2025 passed by the respondent No.4 under section 60 of AP Cooperative Societies Act, 1964 against the petitioner for recovery of an amount of Rs.1,21,53,618/- with interest thereon @18% per annum along with others jointly and severally with effect from 01-04-2022 till the date of realization and the notice issued by the 6th respondent under section 60 of the A.P.C.S. Act, 1964 as illegal, without Jurisdiction or 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.872/2023-C, dated 06-06-2025 and the notice issued by the respondent No.6 under section 70 of the A.P.C.S Act, 1976.

IA NO: 1 OF 2025

Petition under Section 151 CPC is filed 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.872/2023-C dated 06-06-2025, during the pendency of the writ petition, pending disposal of WP No. 24382 of 2025, 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 order of the High Court dated: 18.09.2025, 10.12.2025 & 19.01.2026 made herein and upon hearing the arguments of Sri PRABHUNATH VASIREDDY, Advocate for the Petitioner and of GP FOR COOPERATION, for Respondent Nos.1 to 4 and of Sri MALLADI KOTESWARA RAO, Advocate for the Respondent No.6.

WRIT PETITION NO.: 23748 OF 2025

Between:

Pamidimukkala Umadevi, W/o. M. Balakrishna, aged about 58 years, Occ-
Chief Manager, R/O.H.NO.4-5-32/23B, 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/ District Cooperative Audit Officer, Guntur, Guntur District/ Surcharge Authority of Gorantla Primary Agricultural Cooperative Society Ltd., Gorantla.
5. Smt. P. Jayanthi Devi, Assistant Registrar, O/o. Sub-Divisional Cooperative Officer, Sattenapalli Inquiry Officer U/s. 51 of APCS Act 1964, Gorantla PACS.
6. Gorantla Primary Agricultural Cooperative Society Ltd., Gorantla represented by its Chief Executive Officer, Guntur Rural Mandal, Guntur District.

Respondents

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 or order or direction more particularly one in the nature of Writ of Mandamus declaring the surcharge order in Rc. NO.971/2023-B, dated 07-08-2025 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. 1,77,07,560/- with interest thereon @18percent 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.971/2023-B, dated 07- 08-2025 .

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.971/2023-B dated 07-08-2025, pending disposal of WP No. 23748 of 2025, 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 order of the High Court dated 09.09.2025, 07.10.2025 & 10.12.2025 made 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.

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

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 .

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 petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and the earlier order of the High Court datd 09.09.2025, 07.10.2025 & 10.12.2025 made 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, the Court made the following

COMMON ORDER:

At request of learned counsel for the Petitioner, post on 23.02.2026 as a last chance.

Interim order granted earlier shall stand extended till 23.02.2026.

**SD/- K. RAGHAVULU
ASSISTANT REGISTRAR**

//TRUE COPY//


SECTION OFFICER

To,

1. One CC to Sri PRABHU NATH VASIREDDY, Advocate [OPUC]
2. Two CCs to GP FOR COOPERATION, High Court of Andhra Pradesh, [OUT]
3. One CC to Sri. MALLADI KOTESWARA RAO, Advocate [OPUC]
4. One spare copy.

AJ

HIGH COURT

VN, J

DATE:09.02.2026

POST ON 23.02.2026 AS A LAST CHANCE

ORDER

WRIT PETITION NOs: 24382, 23748 & 23751 OF 2025

INTERIM ORDER EXTENDED

