

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

THURSDAY, THE SIXTEENTH DAY OF OCTOBER,

TWO THOUSAND AND TWENTY FIVE

:PRESENT:

THE HONOURABLE SRI JUSTICE K SREENIVASA REDDY

WRIT PETITION NO: 28395 OF 2025

Between:

Govada Subba Rao, Govada Subba Rao S/o. Late G Koteswara Rao, Male
Aged about 57 years, Occ Manager R/o. 4th Lane, Munuswami Nagar,
Nagaralu Amaravati Road, Guntur, Guntur District

Petitioner

AND

1. The State of Andhra Pradesh, Rep. by its Principal Secretary
Agriculture and Co-operation Department Secretariat Buildings,
Velagapudi Amaravati, Guntur District
2. The Registrar of Cooperative Societies, D. No. 2/16/83, Skylark Towers,
11th Lane, Syamala Nagar, Guntur Guntur District,
3. The District Co-operative Officer, Guntur District
4. The Deputy Registrar of Co-operative Societies, Guntur Cum Surcharge
Authority of Perecharla PACS
5. The Assistant Registrar, O/o. Sub-Divisional Co-operative Officer Cum
Inquiry Officer of Perecharla PACS
6. The Perecharla PACS Ltd., Perecharla, Rep. by its CEO

...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 impugned Surcharge Order in Rc. No. 897/2023-C Dt. 24.07.2025 passed by the 4th Respondent against the Petitioner for recovery of an amount of Rs. 29,13,508/- along with 8 others with interest thereon @18 % per annum with effect from 01.04.2022 till the date of realization from the Petitioner herein under section 60 of Andhra Pradesh Co-operative Societies Act, 1964 as illegal, arbitrary, without jurisdiction, 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 Article 14 of the Constitution of India, consequently set aside the impugned Surcharge Order in Rc. No. 897/2023-C Dt. 24.07.2025.

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 all further proceedings pursuant to impugned Surcharge Order in Rc.No.897/2023-C Dt. 24.07.2025 passed by the 4th Respondent against the Petitioner Pending disposal of WP 28395 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 upon hearing the arguments of Sri.PEDDIBHOTLA VENKATA SAI RAJESH Advocate for the Petitioner, GP FOR COOPERATION Advocate for the Respondent Nos.1 to 6 and the Court made the following.

ORDER:

Heard the learned counsel for the petitioner.

In the facts and circumstances of the case, there shall be interim suspension of order passed by 4th respondent in Rc.No.897/2023-C, dated 24.07.2025 for a period of six (6) weeks.

Learned counsel for the petitioner is permitted to take out personal notice to the respondents by registered post with acknowledgment due and file proof of service before the Registry within a period of three (3) weeks.

List the matter after four (4) weeks.

SD/- G.HELANAIDU
DEPUTY REGISTRAR
SECTION OFFICER

//TRUE COPY//

For

To,

1. The Principal Secretary, State of Andhra Pradesh, Agriculture and Co-operation Department Secretariat Buildings, Velagapudi Amaravati, Guntur District (by **Special Messenger**)
2. The Registrar of Cooperative Societies, D. No. 2/16/83, Skylark Towers, 11th Lane, Syamala Nagar, Guntur Guntur District.
3. The District Co-operative Officer, Guntur District
4. The Deputy Registrar of Co-operative Societies, Guntur Cum Surcharge Authority of Perecharla PACS (by RPAD)
5. The Assistant Registrar, O/o. Sub-Divisional Co-operative Officer Cum Inquiry Officer of Perecharla .
6. The CEO, Perecharla PACS Ltd., Perecharla, (addressee 2 to 6 by RPAD)

7. One CC to SRI. PEDDIBHOTLA VENKATA SAI RAJESH Advocate
[OPUC]
8. Two CCs to GP FOR COOPERATION, High Court of Andhra Pradesh.
[OUT]
9. One spare copy

HIGH COURT

SRK,J

DATED:16/10/2025

List the matter after four (4) weeks.

ORDER

WP.No.28395 of 2025

INTERIM SUSPENSION

