

[3459]

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

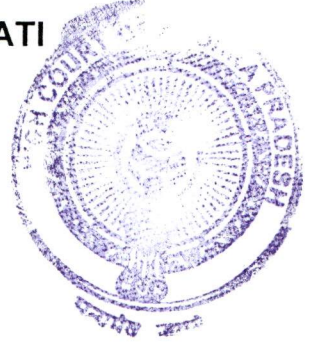
MONDAY, THE TENTH DAY OF NOVEMBER

TWO THOUSAND AND TWENTY FIVE

:PRESENT:

THE HONOURABLE SMT JUSTICE SUMATHI JAGADAM

WRIT PETITION NO: 29405 OF 2025



Between:

The Ankapalle V.V. Ramana Cooperative Sugars Limited, rep., by its Managing Director, Sri.P.V.S.Sastry, S/o.Late.P.Rama Rao, aged about 56 years R/o. Door No. 13-14/11G-10, SLVN Towers- 1, 80 Feet Road, Ratnagiri Nagar, Pendurthi, Visakhapatnam District,

Petitioner

AND

1. The Regional PF Commissioner-II, Vuda layout, Marripalem, NAD Post, Visakhapatnam-530009.
2. The State of Andhra Pradesh, rep., by its Principal Secretary, Industry and Commerce Department, Secretariat, Velagapurdi, Guntur District. (Respondent No.2 is a proforma party and no relief is claimed)
3. Employees Provident Fund Organization, Rep., by its Regional Provident, Fund Commissioner, SRO, Vuda, layout, Marripalem, NAD Post, Visakhapatnam-530009.
4. The Branch Manager, Union Bank of India, Gavarapalam, Anakapalli

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 an appropriate Writ, Order or Direction, more particularly one in the nature of WRIT OF MANDAMUS declaring the prohibitory order of the 1st respondent dt. 07/08-11-2023 issued u/s.8B/8F of EPF & MP Act, in No.GR/VSP/43/Recovery/Zone-55/2023/247 and its concomitant letter dt. 11-09-2025 issued to the Petitioner society are all illegal unlawful, arbitrary,

without jurisdiction and a clear case of capricious exercise of power also violative of principles of natural justice and also further violative of the provisions of the AP Cooperative Societies Act, 1964 and The insolvency and Bankruptcy Code, 2016 and also further violative of the Articles 14, 16 and 21 of the constitution of India and consequently set aside the same and further direct the respondents to allow the petitioner society to operate its bank account bearing number 015211011000421 lying with 4th respondent / Union Bank of India, Gavarapalem, Anakapalli, immediately.

IA NO: 1 OF 2025

Petition under Section 151 CPC is filed praying that in the circumstances stated in the grounds filed in support of the petition, the High Court may be pleased to grant interim suspension of Prohibitory orders in No.GR/VSP/43/Recovery/Zone-55/2023/247 dt.08-11-2023 and its concomitant letter dt. 11- 09-2025 issued by the 1st respondent with a specific direction to the 4th respondent bank to allow the petitioner to operate its bank account bearing Number: 015211011000421 at once, Pending disposal of WP 29405 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 P VEERRAJU, Advocate for the Petitioner, Sri T. BALAJI, Standing Counsel for the Respondent Nos.1&3, Ms. V. DYUMANI, Standing Counsel for the Respondent No.4, the Court made the following

ORDER:

“Heard learned counsel for the petitioner as well as learned Standing Counsel, appearing on behalf of the 3rd respondent – EPFO.

In view of the facts and circumstances, there shall be interim suspension of the prohibitory order, dated 07/08.11.2023, passed by the 3rd respondent, vide proceedings No.GR/VSP/43/Recovery/Zone – 55-2/2023/247, subject to the condition of petitioner depositing an amount of Rs.35,00,000/- (Rupees thirty five lakhs only) out of Rs.1,02,83,511/-, within a period of eight (8) weeks from the date of receipt of a copy of

this order, failing which this interim order, stands vacated without reference to this Court.

List the matter after six (6) weeks.”

Sd/- K.J. RAJA BABU
ASSISTANT REGISTRAR

//TRUE COPY//

For ASSISTANT REGISTRAR

To,

1. The Regional PF Commissioner-II, Vuda layout, Marripalem, NAD Post, Visakhapatnam-530009.
2. Employees Provident Fund Organization, Rep., by its Regional Provident, Fund Commissioner, SRO, Vuda, layout, Marripalem, NAD Post, Visakhapatnam-530009.
3. The Branch Manager, Union Bank of India, Gavarapalam, Anakapalli (Addressee Nos.1 to 3 by RPAD)
4. One CC to SRI. P VEERRAJU Advocate [OPUC]
5. One CC to SRI. T BALAJI(SC FOR EPFO) Advocate [OPUC]
6. One CC to M/s. V. DYUMANI, STANDING COUNSEL [OPUC]
7. One spare copy

Kj

HIGH COURT

JS,J

DATED:10/11/2025

LIST THE MATTER AFTER SIX (6) WEEKS

ORDER

WP.No.29405 of 2025

INTERIM SUSPENSION

