

HIGH COURT OF ANDHRA PRADESH :: AMARAVATI
W.P.No. 30900 of 2025

PROCEEDING SHEET

SL NO	DATE	ORDER	OFFICE NOTE
	10.11.25	<u>VN.J</u> Learned counsel for the Petitioner is permitted to take out personal notice to the Respondent(s) by registered post with acknowledgment due and file proof of service. The present Writ Petition is filed questioning the Order of Suspension dated 15.09.2025 passed as per the Resolution of the Respondent No.4 Society as illegal and arbitrary. The Petitioner was working as C.E.O of Respondent No.4 Society. On the basis of certain allegations against him, a Three Member Committee, which was in charge of the Respondent No. 4 Society at that relevant point of time, had placed the Petitioner on suspension vide Order dated 10.08.2019. Thereupon, the Petitioner filed W.P. No. 11894 of 2019 before this Court questioning the same. This Court vide Orders	

	dated 25.09.2019 set aside the Order of Suspension of the Petitioner. The Petitioner was again placed on suspension vide Order dated 04.03.2020. The Petitioner, thereupon, filed W.P.No.12735 of 2021 before this Court. During the pendency of the said Writ Petition, the Petitioner was dismissed from service pursuant to Resolution No. 2, dated 09.04.2020. Questioning the same, the Petitioner filed W.P.No.25839 of 2021. This Court, while pronouncing the Common Order dated 20.01.2022 in W.P.Nos.12735 of 2021 and 25839 of 2021, allowed W.P.No.25839 of 2021, setting aside the Order of Dismissal. Parallely, Surcharge Proceedings were questioned before the Andhra Pradesh Cooperative Tribunal, Vijayawada (for short, 'The Tribunal'), vide O.A.No.43 of 2019, O.A.No.32 of 2020 and O.A.No.24 of 2021. The Tribunal vide separate Orders dated 21.01.2025 allowed O.A.No.32 of 2020 and 24 of 2021. As regards the O.A.No.43 of 2019, the Tribunal set aside the Surcharge Proceedings dated	
--	---	--

		20.02.2019 and remanded the issue to the Deputy Registrar for taking fresh Surcharge Proceedings in accordance with law. While the issue is pending for fresh consideration by the Deputy Registrar with regard to Surcharge Proceedings, the Petitioner again is placed under suspension vide impugned Proceedings dated 15.09.2025 on the ground that Civil and Criminal action was proposed to be taken against the Petitioner with regard to the allegations against him. Hence, the present Writ Petition. Heard the respective counsel. As the Surcharge Proceedings dated 20.02.2019 were set aside by the Tribunal and no liability is fastened on the Petitioner as on date, the impugned Order of Suspension of the Petitioner proposing to take action, both Civil and Criminal, does appear to be <i>bona fide</i>, more so, in the light of the Orders of the Tribunal.	
--	--	--	--

		Therefore, there shall be an interim suspension of the impugned Order dated 15.09.2025, pending further orders. Post on 09.12.2025. VN,J eha	
--	--	--	--