

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

(SPECIAL ORIGINAL JURISDICTION)

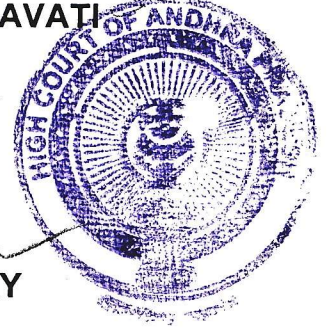
MONDAY, THE TENTH DAY OF NOVEMBER,

TWO THOUSAND AND TWENTY FIVE

:PRESENT:

THE HONOURABLE SRI JUSTICE NYAPATHY VIJAY

WRIT PETITION NO: 30900 OF 2025



Between:

Medapati Satyanarayana Reddy, S/o.M.Rama Krishna Reddy Aged 59 years, Occ: CEO (Under suspension) R/o.marteru Village, Penumantra Mandal West Godavari District, Andhra Pradesh.

...Petitioner

AND

1. The State of Andhra Pradesh, Rep by its Principal Secretary Cooperation Department, A.P. Secretariat Velagapudi Amaravathi Guntur District Andhra Pradesh State
2. The District Cooperative Officer, West Godavari District, Bhimavaram, AP
3. The District Level Empower Committee (DLEC), Eluru, Eluru District, Andhra Pradesh Rep.by its Chairman
4. The Gorintada Primary Agricultural Cooperative Credit Society, No.88 F, Gorintada, Palakollu Mandal West Godavari District, Andhra Pradesh Rep.by its Persons-in-charge-Committee

...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, order or direction more particularly one in the nature of a writ of Mandamus declaring the action of the 4th Respondent in placing the petitioner under suspension as per Resolution

No.1 dt. 15-09-2025 communicated vide Letter dt. 15-09-2025 of the Chair Person of the 4th Respondent Society as highly illegal, arbitrary exercise of power, contrary to the service conditions of the Society besides unconstitutional and consequently direct the respondents 2 to 4 to reinstate the petitioner into service as CEO/Secretary of the 4th Respondent society duly setting aside the resolution no.1 dt. 15-09-2025 with all consequential benefits including arrears of salary and subsistence allowance payable from the month of August 2019; ✓

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 writ petition, the High Court may be pleased to suspend the operation of the resolution no.1 dt. 15-09-2025 passed by the 4th respondent society, pending disposal of WP.No.30900 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 Yaswanth Gade, Advocate for the Petitioner and GP for Cooperation for Respondent Nos.1 to 3, the Court made the following;

ORDER:

“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 bona fide, 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."

//TRUE COPY//

For /

SD/- M.PRABHAKARA RAO
DEPUTY REGISTRAR
SECTION OFFICER

To,

1. The Principal Secretary, State of Andhra Pradesh, Cooperation Department, A.P. Secretariat Velagapudi Amaravathi Guntur District Andhra Pradesh State (by **Special Messenger**)
2. The District Cooperative Officer, West Godavari District, Bhimavaram, AP
3. The Chairman, District Level Empower Committee (DLEC), Eluru, Eluru District, Andhra Pradesh.
4. The Persons-in-charge-Committee, Gorintada Primary Agricultural Cooperative Credit Society, No.88 F, Gorintada, Palakollu Mandal West Godavari District, Andhra Pradesh (Addressee Nos.2 to 4 by **RPAD**)
5. One CC to Sri. Yaswanth Gade, Advocate [OPUC]
6. Two CCs to GP for Cooperation, High Court of Andhra Pradesh.
[OUT]
7. One spare copy

HIGH COURT

VN,J

DATED:10/11/2025

POST ON 09.12.2025

ORDER

WP.No.30900 of 2025

INTERIM SUSPENSION

