



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

THURSDAY, THE TWENTIETH DAY OF APRIL
TWO THOUSAND AND TWENTY THREE

:PRESENT:

THE HONOURABLE SRI JUSTICE GANNAMANENI RAMAKRISHNA PRASAD
WRIT PETITION NO: 9960 OF 2023

Between:

Katuri Rama Krishna, S/o.Subba Rao, Aged about 48 years, Occ. Cultivation,
R/o.Adusumalli Village, Parchur Mandal, Bapatla District (Old Prakasam).

Petitioner

AND

1. The State of Andhra Pradesh, Rep.by its Principal Secretary to Government, Cooperative Department, Secretariat, Velagapudi, Amaravati, Guntur District.
2. The Registrar, Cooperative Societies Department, Bapatla District at Bapatla.
3. The Bapatla District Cooperative Central Bank Limited, Rep. by its Branch Manager, Parchur Branch, Parchur village and Mandal, Bapatla District (Old Prakasam).
4. The Chief Executive Officer, Bapatla District Cooperative Central Bank Limited, Ongole City, Bapatla District (Old Prakasam)
5. Adusumalli Primary Agricultural Cooperative Society, Rep. by its President, Adusumalli village, Parchur Mandal, Bapatla District (Old Prakasam).
6. Adusumalli Primary Agricultural Cooperative Society, Rep.by its Secretary, Adusumalli village, Parchur Mandal, Bapatla District (Old Prakasam).
7. Doppalapudi Srinivasa Rao, S/o:Not Known, Aged about 55 years, Occ. The then Secretary-Primary Agricultural Cooperative Society R/o.Adusumalli Village, Parchur Mandal, Bapatla District (Old Prakasam).

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 WRIT OF MANDAMUS declaring the action of respondents 2 and 5 in not taking action on the petitioner Representation/Legal notice dated 27-10-2022 against the 7th respondent as under section 61 of Andhra Pradesh Cooperative Societies Act, 1964 as it is touching upon the business of the society, as illegal, irregular and arbitrary and contrary to Andhra Pradesh Cooperative Societies Act, 1964 and rules framed there under and consequently direct the respondents 2 and 5 to consider and decide the petitioner legal Notice/Representation dated 27-10-2022 for the taking action against the 7th respondent.

IA NO: 1 OF 2023:

Petition under Section 151 of 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 direct the respondents 2 and 5 to consider and decide the petitioner Legal Notice/Representation dated 27-10-2022 for the taking action against the 7th respondent in accordance with section 61 of the Andhra Pradesh Cooperative

Societies Act, 1964, Pending disposal of WP 9960 of 2023, 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 NAGA PRAVEEN VANKAYALAPATI Advocate for the Petitioner and of GP FOR COOPERATION for the Respondent Nos.1 & 2, the Court made the following

ORDER:

"Heard Sri V. Naga Praveen, Learned Counsel for the Writ Petitioner and Sri Mahidhar Reddy, Learned Assistant Government Pleader appearing for Respondent Nos.1 and 2.

2. Respondents may file Counter Affidavit in two weeks.

3. Learned Counsel for the Writ Petitioner is directed to take out Personal Notice in respect of Respondent Nos.3 to 7 within one week from today and file proof of receipt of Notice within a week thereafter.

4. In the meantime, the Competent Authority is directed to consider the Representation/Legal Notice issued by the Writ Petitioner dated 27.10.2022 and pass a Speaking Order within four weeks from the date of supply of the Order copy and furnish copy of such Order to the Writ Petitioner and also place a copy on the file of this Court immediately thereafter.

5. The Writ Petitioner is directed to submit a copy of this Order along with photocopy of the Representation/Legal Notice dated 27.10.2022 to the Competent Authority within one week from today.

6. List the matter on 14.06.2023."

//TRUE COPY//

**Sd/- G. HELA NAIDU
ASSISTANT REGISTRAR**

SECTION OFFICER

To,

1. The Principal Secretary to Government, Cooperative Department, State of Andhra Pradesh, Secretariat, Velagapudi, Amaravati, Guntur District.
2. The Registrar, Cooperative Societies Department, Bapatla District at Bapatla.
3. The Branch Manager, Bapatla District Cooperative Central Bank Limited, Parchur Branch, Parchur village and Mandal, Bapatla District (Old Prakasam).
4. The Chief Executive Officer, Bapatla District Cooperative Central Bank Limited, Ongole City, Bapatla District (Old Prakasam)
5. The President, Adusumalli Primary Agricultural Cooperative Society, Adusumalli village, Parchur Mandal, Bapatla District (Old Prakasam).

6. The Secretary, Adusumalli Primary Agricultural Cooperative Society, Adusumalli village, Parchur Mandal, Bapatla District (Old Prakasam).
7. Doppalapudi Srinivasa Rao, S/o. Not Known, Aged about 55 years, Occ: The then Secretary-Primary Agricultural Cooperative Society R/o. Adusumalli Village, Parchur Mandal, Bapatla District (Old Prakasam). **(Addresses 1 to 7 by RPAD)**
8. One CC to SRI. NAGA PRAVEEN VANKAYALAPATI Advocate [OPUC]
9. Two CCs to GP FOR COOPERATION, High Court Of Andhra Pradesh. [OUT]
- 10. One spare copy**

ER

HIGH COURT

GRKPJ

DATED:20/04/2023

LIST THE MATTER ON 14.06.2023

ORDER

WP.No.9960 of 2023

DIRECTION

