

IN THE HIGH COURT OF ANDHRA PRADESH: AMARAVATI

HONOURABLE SRI JUSTICE SUBBA REDDY SATTI

WRIT PETITION No.20654 of 2023

D. Ghouse Khan, S/o Dasthagiri Khan, Age: 60 years, Occ: Chief Executive Officer, D.No.25-126/6, Kakathoop, Newpet, Palamanre, Chittoor District – 517408, A.P.

... Petitioner

Versus

The State of Andhra Pradesh, Rep. by its Principal Secretary to Government, Cooperative Department, Andhra Pradesh Secretariat, Velagapudi, Amaravathi, Guntur District, Andhra Pradesh and four others.

... Respondents

Counsel for the petitioner : Sri Ch. S.V. Suraj

Counsel for respondents : GP for Co-operatives / GP for Services - I

:: ORDER ::

Heard Sri Ch. S.V. Suraj, learned counsel for the petitioner and Sri S. Raju, learned Assistant Government Pleader for Services –I, for respondent Nos.1 to 4.

2. Notice to respondent No.5 is dispensed with, in view of the Resolution No.4, dated 29.03.2023 passed in the General Body Meeting, filed as Ex.P2.

3. The learned counsel for the petitioner by drawing attention of this Court to the Resolution passed by the General Body of respondent No.5 Bayyappagaripalle Primary Agriculture Cooperative Society Ltd. under Ex.P2, submitted that the society resolved to enhance the age of superannuation qua the employees from 60 years to 62 years. Learned counsel has also drawn the attention of this court to the order, dated 06.05.2024 in W.P.No.3255 of 2023 and batch.

4. Learned Single Judge, in the common order, upheld the power of the Society to enhance the age of superannuation of the employees from 60 to 62 years, through the Resolution passed by the General Body in compliance with the provisions of the Cooperative Societies Act and the Rules framed thereunder. In fact, by following the common order writ petitions were disposed of at admission stage.

5. The issue, in the case at hand, is squarely covered by the common order referred to above.

6. Considering the facts and circumstances of the case and in the light of the common order, dated 06.05.2024, this writ petition

stands allowed in terms of the common order dated 06.05.2024 in Writ Petition No.3255 of 2023 and batch. No order as to costs. Miscellaneous petitions pending, if any, shall stand closed.

Registry is directed to annex a copy of the common order dated 06.05.2024 in Writ Petition No.3255 of 2023 and batch, to this order.

As a sequel, pending miscellaneous petitions, if any, shall stand closed.

Date : 08.07.2024
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JUSTICE SUBBA REDDY SATTI

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