



**IN THE HIGH COURT OF ANDHRA  
PRADESH  
AT AMARAVATI  
(Special Original Jurisdiction)**

**[3460]**

TUESDAY, THE TWENTY FIRST DAY OF APRIL  
TWO THOUSAND AND TWENTY SIX

**PRESENT**

**THE HONOURABLE SRI JUSTICE NYAPATHY VIJAY**

**WRIT PETITION NO: 7840/2026**

**Between:**

1.S. AFSA BI,, D/O. S. AFZAL BASHA.AGED ABOUT 9 YEARS, MINOR, REPRESENTED BY HER. NATURAL GUARDIAN AND MOTHER SMT. PATHAN RABIYA BASHIR KHATHU,W/O. S. AFZAL BASHA, R/O. H.NO. 3-18, SEETHAMANI NAGAR, B. THANDRAPADU, G. PULLA REDDY ENGINEERING COLLEGE, KURNOOL, ANDHRA PRADESH - 518002.

**...PETITIONER**

**AND**

- 1.THE STATE OF ANDHRA PRADESH, REP. BY ITS PRINCIPAL SECRETARY, SCHOOL EDUCATION DEPARTMENT,SECRETARIAT, AMARAVATI, ANDHRA PRADESH.522238.
- 2.THE COMMISSIONER OF SCHOOL EDUCATION, ,GOVERNMENT OF ANDHRA PRADESH,MANGALAGIRI, GUNTUR DISTRICT,ANDHRA PRADESH,522508.
- 3.THE DISTRICT COLLECTOR, KURNOOL DISTRICT, KURNOOL ANDHRA PRADESH. 518002.

4.THE DISTRICT EDUCATIONAL OFFICER AND EXOFFICIO PROJECT COORDINATOR, ,AP SAMAGRASHIKSHA, KURNOOL, KURNOOL DISTRICT, ANDHRA PRADESH. 518002.

5.KREDO THE SCHOOL, REP. BY ITS MANAGEMENT, B. THANDRAPADU, KURNOOL - 518007. (SCHOOL CODE. 28210702412, AFFILIATION NO. 130752)

**...RESPONDENT(S):**

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 topleased to issue a WRIT OF MANDAMUS or any other appropriate Writ, Order, Orders or Direction, declaring the inaction of the Respondent No. 3 and 4 for not considering the representations dated. 03-11-2025, 08-12-2025 and 23-02-2026 and granted any effective relief or issued any direction ensuring the Petitioners continuation under RTE and not taking any action against Respondent No. 5 for denying Petitioners entry to school as illegal, arbitrary, unconstitutional and violation of Section 12 and 13 of the RTE Act and compulsory education under Articles 21 and 21-A of the Constitution of India and direct the Respondents No. 1 to 5 to treat and continue the Petitioner as a student admitted under section 12 (1)(c) RTE Act at Respondent No.5 school from AY 2023-24 onwards till completion of elementary education (up to VIII), also to ensure that she receives all academic benefits, promotions, certificates without hindrance without demanding or collecting any fee from the Petitioners parents and consequently direct the Respondents No. 1 to 4 to initiate appropriate disciplinary and penal proceedings against management of Respondent No. 5 under the RTE Act, AP RTE Rules and G.O.Ms.No.1, School Education (Prog.II) Department, dated 01-01-1994, for failing to upload RTE data, denying continuation to study under RTE and demanding fees in violation of Section 13 RTE Act and pass

**IA NO: 1 OF 2026**

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to direct Respondent No.5 to forthwith permit the Petitioner, S Afsa Bi (App.ID 2300041303), to attend classes in Class III (or the appropriate class for AY 2025-26) at Respondent No.5 School as a RTE student under Section 12(1)(c), without insisting on payment of any fee and to allow her to write all ongoing and forthcoming examinations pending disposal of the main Writ Petition And pass

**Counsel for the Petitioner:**

1.Mohammed Shafi

**Counsel for the Respondent(S):**

1.GP FOR SCHOOL EDUCATION

**The Court made the following:**

**THE HON'BLE SRI JUSTICE NYAPATHY VIJAY****W.P.No.7840 of 2026****ORDER:**

1. The present Writ Petition is filed questioning the inaction of Respondent Nos.3 and 4 in not considering the representations dated 03.11.2025, 08.12.2025, and 23.02.2026 in ensuring the Petitioner's continuation in Respondent No.5/School under The Right of Children To Free And Compulsory Education Act, 2009 and not taking any action against Respondent No.5/School, as illegal and arbitrary.

2. This Court after taking note of the rival submissions, passed a detailed interim order with following directions, as extracted under:-

*(i). The Petitioner shall be continued in Respondent No.5/School under the Right of Children To Free And Compulsory Education Act, 2009, pending further orders.*

*(ii). The Respondent-Authorities are directed to address the lapses pointed out by Respondent No.5/School regarding the admission of the Petitioner.*

3. Sri K. Raghu Babu, learned Standing Counsel for Respondent No.4 submitted that pursuant to the interim order passed by this Court, the Petitioner was allotted to Respondent

No.5/School and no further orders are required to be passed.

4. Learned counsel for the Petitioner reiterates the same.

5. In the light of the above, as the grievance of the Petitioner is addressed, this Writ Petition is closed. There shall be no order as to costs.

As a sequel, the miscellaneous petitions, if any, pending in this Petition shall stand closed.

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**NYAPATHY VIJAY, J**

Date: 21.04.2026  
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**THE HONOURABLE SRI JUSTICE NYAPATHY VIJAY**

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**Dt. 21.04.2026**

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