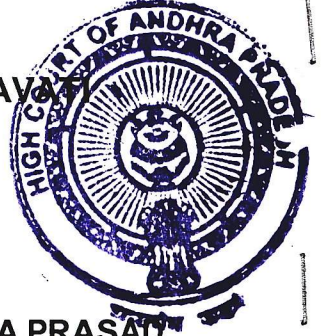


**IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
(SPECIAL ORIGINAL JURISDICTION)**



**TUESDAY, THE TWENTY NINTH DAY OF APRIL
TWO THOUSAND AND TWENTY FIVE**

:PRESENT:

**THE HONOURABLE SRI JUSTICE GANNAMANENI RAMAKRISHNA PRASAD
WRIT PETITION NO: 11106 OF 2025**

Between:

1. Social Educational Trust,
(Vasireddy Venkatadri Institute of Technology)
Represented by its Chairman,
Vasireddy Vidya Sagar,
S/o. Appa Rao, aged 61 years,
Nambur, Pedakakani, Guntur District.
2. The Vasista Educational Society,
(Swarnandhra College of Engineering & Technology),
Represented by its Vice-Chairman, Satrasala Kirti Kumar,
S/o. Ramesh Babu (late), aged 43 years,
Seetharampuram, Narsapur, West Godavari District.
3. Usha Rama Educational Academy,
(Usha Rama College of Engineering & Technology),
Represented by its Chairman,
Sunkara Ramabrahmam,
S/o. Suryanarayana, aged 79 years,
NH-16, Telaprolu, Ungutur Mandal,
Krishna District.
4. SRK Foundation
(SRK Institute of Technology),
Represented by its Secretary,
Srinivasa Sri Krishna Boyapati,
S/o SrinivasaAppa Rao, aged 52 years,
Enikepadu, Vijayawada, Krishna District.
5. Amrita Sai Educational Improvement Trust,
(Amrita Sai Institute of Science and Technology),
Represen by its Correspondent,
Kudaravalli Rama Mohana Rao,
S/o Purnaiah, aged 68 years,

Paritala, Kanchikacherla,
Krishna District.

6. Swarna Academy of Science,
(MVR College of Engineering),
Represented by its Chairman,
Muthavarapu Srinivasa Babu,
S/o. Venkateswara Rao, aged 61 years,
Paritala, Kanchikacherla, Krishna District.

7. Viveka Educational Society,
(Lingayas Institute of Management & Technology),
Represented by its Chairman,
GaddeRajling, S/o. G.V.K. Sinha,
Aged 60 years, Viveka Nagar,
Madalavarigudem,
Krishna District.

8. Kolli Ramaiah Educational Society,
(SreeVahini Institute of Science & Technology),
Represented by its Secretary,
Vutukuru Subrahmanyam,
S/o. Vutukuru Lakshmana Rao,
Aged 53 years, NadimTiruvuru,
Krishna District.

9. Lakireddy Balireddy Charitable Trust,
(Lakireddy Bali Reddy College of Engineering)
Represented by its President,
GurralaSrinivasa Reddy,
S/o. Ranga Reddy, aged 53 years,
L.B.Reddy Nagar, Mylavaram,
Krishna District.

10. Sri Vasavi Educational Society,
(Sri Vasavi Institute of Engineering & Technology)
Represented by its Correspondent
Kaky Kumar Babu,
S/o. Kaky Satyanarayana Murthy,
Aged 73 years, Nandamuru,
Pedana Mandal, Krishna District.

11. Sri Durga Malleswara Educational Society,
(NRI Institute of Technology),

Represented by its Chairman,
Ravi Venkat Rao, S/o. Ravi Kondaiah,
Aged 51 years, Pothavarappadu,
Agiripalli Mandal, Vijayawada Rural,
Krishna District.

12. Devineni Ramana Praneetha Memorial Trust,
(DVR & DR.HS MIC College of Technology)
Represented by its Director
Sreenivasa Rao Maganti,
S/o Ramachandrarao, aged 56 years,
Kanchikacherla, Krishna District.

13. BVC Educational Society,
(BVC Engineering College Odalarevu),
Represented by its Secretary,
BonamKanakayya, S/o. Venkata Chatamayya,
Aged 64 years, Edarapalle, Amalapuram,
Dr.B.R. Ambedkar Konaseema District.

14. BVC Educational Society,
(BVC Institute of Technology & Sciences),
Represented by its Secretary,
Bonam Kanakayya, S/o Venkata Chatamayya,
Aged 64 years, Edarapalle, Amalapuram,
Dr.B.R. Ambedkar Konaseema District.

15. BVC Educational Society,
(BVC College of Engineering),
Represented by its Secretary,
BonamKanakayya, S/o Venkata Chatamayya,
Aged 64 years, Edarapalle, Amalapuram,
Dr.B.R. Ambedkar Konaseema District.

16. Sri Koundinya Educational Society,
(Godavari Institute of Engineering & Technology),
Represented by its Principal
Pothukuchi Mohana Murali Subrahmanya,
S/o. Nageswara Rao, aged 56 years,
Rajahmahendravaram, East Godavari District.

17. We Are For You Educational Society,
(International School of Technology & Science for Women),
Represented by its Secretary & Correspondent

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Kallem Upender Reddy, S/o. Sudharshan Reddy,
Aged 40 years, Rajanagaram,
East Godavari District.

18. Amma Educational Society,
(Prakasam Engineering College),
Represented by its Secretary & Correspondent,
Dr. Kancharla Ramaiah, S/o Singaiah,
Aged 72 years, Kandukur,
S.P.S.R Nellore District.

19. Rural Institute of Social and Economic
Empowerment Society,
(Rise Krishna Sai Prakasam Group of Institutions)
Represented by its Treasurer
Sri. Siddha Venkata Naga Satya Bharath
S/o Venkateswara Rao, aged 40 years,
Lawyer peta, Ongole, Prakasam District.

20. Rural Institute of Social and Economic
Empowerment Society,
(Rise Krishna Sai Gandhi Group of Institutions),
Represented by its Treasurer,
Siddha Venkata Naga Satya Bharath
S/o Venkateswara Rao, aged 40 years,
Lawyer peta, Ongole, Prakasam District.

21. Gayatri Educational Development Society,
(Narsaraopeta Engineering College),
Represented by its Chairman,
Mittapalli Venkata Koteswararao,
S/o. Venkateswarlu, aged 77 years,
Yellamanda(P), Narsaraopeta,
Palnadu District.

22. Sri Mitapalli Trust,
(Sri Mittapalli College of Engineering),
Represented by its Chairman
Mittapalli Venkata Koteswararao,
S/o Venkateswarlu, aged 77 years,
Yellamanda(P), Narsaraopeta, Palnadu District.

23. GSR & KKR Educational Society,
(KKR & KSR Institute of Technology & Sciences)

(7)

Represented by its Chairman,
Koye Subbarao, S/o Punna Rao,
Aged 52 years, Vijayapuri, Guntur,
Guntur District.

24. Krishna Sai Educational Society,
(KITS Akshar Institute of Technology,
Previously Guntur Engineering College)
Represented by its Chairman, Koye Subbarao,
S/o. Punna Rao, aged 52 years,
Vijayapuri, Guntur, Guntur District.

25. Srinivasa Educational Society,
(Kakinada Institute of Technology & Science, DIVILI)
Represented by its Chairman,
Betineedi Srinivasa Rao,
S/o Subbarao, aged 59 years,
Tirupati Village, Divili, Peddapuram Mandal,
Kakinada District.

26. Venkata Ramana Charitable Trust,
Tirumala Engineering College,
Represented by its Secretary & Correspondent
Ravela Satyanarayana,
S/o. Sydaiah, aged 70 years,
Jonnalagadda Village, Narasaraopet,
Guntur District.

27. Ganta Sriram Educational Society,
(Ramachandra College of Engineering),
Represented by its Secretary,
Korrapati Venugopal
S/o. Venkataratnam, aged 54 years,
Valturu, Eluru, Eluru District.

28. Malineni Perumallu Educational Society,
(Malineni Suseelamma Women's Engineering College),
Represented by its Chairman,
Malineni Perumallu, S/o. Lakshmaiah,
Aged 44 years, Pulladigunta, Guntur District.

29. Malineni Perumallu Educational Society,
(Malineni Lakshmaiah Women's Engineering College),
Represented by its Chairman, Malineni Perumallu,

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S/o. Lakshmaiah, aged 44 years,
Pulladigunta, Guntur District.

30. Sri Nidamanuri Educational Society,
(QIS college of Engineering and Technology),
Represented by its Principal,
Yarrapathruni Venkata Hanumantha Rao,
S/o. Venkata Rao, aged 56 years,
Vegamukkapalem, Ongole,
Prakasam District.

....Petitioners

And

1. The State of Andhra Pradesh,
Represented by its Principal Secretary,
Higher Education Department, Secretariat Buildings,
Velagapudi, Thullur Mandal,
Amaravati, Guntur District.

2. The Andhra Pradesh Higher Education
Regulatory and Monitoring Commission
Represented by its Member Secretary, 3rd Floor,
Sree Mahendra Enclave, NRI Block,
C-Block, NH15, Tadepalli, Guntur District.

3. The Jawaharlal Nehru Technological University,
Kakinada (JNTUK) Represented by the Registrar,
Kakinada.

...Respondents

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 to issue an appropriate Writ more in the nature of Writ of MANDAMUS declaring the action of the Respondent University in issuing the Circulars vide. (a) Lr.No.DAA/B1/Certificate Verification (UG & PG)/2024-25, dated 26-03-2025 and Lr.No. DAA/B1/Certificate of Verification (UG & PG)/2024-25, dated 15-04-2025 and in insisting the Petitioner Colleges as applicable to pay the Common Services Fee and Affiliation Fee for Certificate Verification-cum-Admission Ratification for the Academic Year 2024-2025. (b) Lr.No.JNTUK/DAA/B1/Renewal of Affiliation/2025-2026, dated 15-04-2025 and in insisting the Petitioner Colleges as applicable to pay Common Services Fee and Affiliation Fee for Grant of Temporary/Permanent/Renewal of Permanent Affiliation for the academic year 2025-2026. as illegal, arbitrary and violative of Articles 14 and 19(1)(g) of the Constitution of India and the Andhra Pradesh Educational Institutions (Regulation of Admissions and Prohibition of Capitation Fee) Act, 1983, the Andhra Pradesh Higher Education Regulatory and Monitoring Commission Act, 2019 and the Andhra Pradesh Higher Education Regulatory and Monitoring Commission Rules, 2019 and consequently quash the above Circulars to the extent of insisting the Petitioner Colleges to pay the Common Services Fee and Affiliation Fee and also direct the Respondent University not to insist for any Fee towards the alleged University Common Services unless prescribed in accordance with the law.

IA NO: 1 OF 2025

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 suspend the Circulars vide i) Lr No DAA/B1/Certificate Verification (UG & PG)/2024-25, dated 26-03-2025, ii) Lr. No. DAA/B1/Certificate of Verification (UG & PG)/2024-25, dated 15-04-2025

and in) Lr No.JNTUK/DAA/BI/Renewal of Affiliation/2025-2026, dated 15-04-2025 issued by the Respondent University to the extent of insisting the Petitioner College to pay the "Common Services Fee and Affiliation Fee", Pending disposal of WP 11106 of 2025, on the file of the High Court.

IA NO: 2 OF 2025

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 Respondent University to forthwith conduct Certificate of Verification cum Admission Ratification for the Academic Year 2024-2025 and grant Affiliation to the Petitioners Colleges by sending fact finding committee forthwith without insisting the Petitioners colleges for Common Services Fee and Affiliation fee, Pending disposal of WP 11106 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 M R K CHAKRAVARTHY Advocate for the Petitioners, and of GP FOR EDUCATION, for the Respondent No.1, and of SRI VIVEKANANDA VIRUPAKSHA, Standing Counsel for the Respondent No.2, and of SRI I.MADHU BABU, Standing Counsel for the Respondent No.3, the Court made the following

ORDER:

Heard Sri M.R.K. Chakravarthy, learned Counsel for the Writ Petitioners, Sri G. Ramachandra Rao, learned Government Pleader for Respondent No.1, Sri Vivekananda Virupaksha, learned Standing Counsel for the Respondent No.2 and Sri Madhu Babu, learned Standing Counsel for Respondent No.3.

2. Learned Counsel for the Writ Petitioners has drawn the attention of this Court to the Order passed by the learned Single Judge of this Court dated 05.12.2023 in W.P.No.32909 of 2022 and batch.

3. It is submitted by the learned Counsel for the Writ Petitioners that the learned Single Judge of this Court had disposed of batch of Writ Petitions by issuing certain directions in para 23 of the said Order.

4. Sri Vivekananda Virupaksha, learned Standing Counsel for the Respondent No.2, would submit that the said Order has been challenged in an intra Court Appeal in Writ Appeal No.182 of 2024 and batch. He would submit that these Writ Appeals have been heard. It is submitted that the Division Bench of this Hon'ble Court has reserved the matter for rendering judgement.

5. Prima facie, it appears to the Court that since the Common Order passed by the learned Single Judge of this Court dated 05.12.2023 in W.P.No.32909 of 2022 and batch is in favour of the present Writ Petitioner, the balance of convenience lies in favour of the Writ Petitioner.

6. Accordingly, there shall be a stay of the Impugned Proceedings dated 26.03.2025 (Ex.P.1), 15.04.2025 (Ex.P.2) and 15.04.2025 (Ex.P.3), till the next listing.

7. Both the learned Counsel are directed to place on record the Order in the Writ Appeals in W.A.Nos.182 of 2024 and batch, as and when it is pronounced.

8. Let Counter Affidavit be filed within four weeks. Two weeks thereafter for filing Re joinder.

9. Registry is directed to print the name of Sri Madhu Babu, learned Standing Counsel for Respondent No.3 in the Cause list.

10. List these matters on 16.07.2025.

Sd/- K.TATA RAO
DEPUTY REGISTRAR

//TRUE COPY//

SECTION OFFICER
For ASSISTANT REGISTRAR

To,

1. The Principal Secretary, Higher Education Department, State of Andhra Pradesh, Secretariat Buildings, Velagapudi, Thullur Mandal, Amaravati, Guntur District. **(by Special Messenger)**
2. The Member Secretary, Andhra Pradesh Higher Education Regulatory and Monitoring Commission, 3rd Floor, Sree Mahendra Enclave, NRI Block, C-Block, NH15, Tadepalli, Guntur District.
3. The Registrar, Jawaharlal Nehru Technological University, Kakinada (JNTUK), Kakinada. **(Addressees 2 & 3 by RPAD)**
4. One CC to SRI. M R K CHAKRAVARTHY Advocate [OPUC]
5. Two CCs to GP FOR EDUCATION ,High Court of Andhra Pradesh. [OUT]
6. One CC to SRI VIVEKANANDA VIRUPAKSHA, Standing Counsel [OPUC]
7. One CC to SRI I.MADHU BABU, Standing Counsel [OPUC]
8. **One spare copy**

PSR

HIGH COURT

GRKP,J

DATED:29/04/2025

NOTE: LIST THESE MATTERS ON 16.07.2025.

ORDER

WP.No.11106 of 2025

INTERIM DIRECTION

