

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

**FRIDAY, THE NINTH DAY OF MAY
TWO THOUSAND AND TWENTY FIVE**

:PRESENT:

THE HON'BLE SRI JUSTICE GANNAMANENI RAMAKRISHNA PRASAD

WRIT PETITION NO: 11156 OF 2025



Between:

1. Eswar College of Engineering, Rep. by its Secretary and Correspondent, Shaik Kareem Mohiddin, S/o. Meera Vali, aged 42 years, Kesanupaili Village, Narasaraopet, Guntur District.
2. Sai Tirumala NVR Engineering College, Rep. by its Secretary and Correspondent, Ravela Satyanarayana, S/o. Sydaiah, aged 70 years, Jonnalagadda, Narasaraopet, Guntur District.
3. Nalanda Institute of P.G Studies, Rep. by its Chairman, Arimanda Varaprasada Reddy, S/o.Venkateswara Reddy, aged 69 years, Siddharth Nagar, Kantepudi, Sattenepalli, Guntur District.
4. Varaprasada Reddy Institute of Technology, Rep. by its Chairman, ArimandaVaraprasada Reddy S/o. Venkateswara Reddy, Aged 69 years, Siddharth Nagar, Kantepudivillage, Sattenepalli, Guntur District.
5. Velaga Nageswara Rao College of Engineering, Rep. by its Secretary, Smt. Velaga Naga Kalyani, W/o. Velaga Padmarao, aged 51 years, Chinralpudi Village, Ponnur, Guntur District.
6. GVR and S College of Engineering and Technology, Rep. by its Secretary and Correspondent Gangineni Sailaja, W/o. Gangineni Venkateswara Rao, Aged 66 years, Vidya Nagar, Chandramoulinagar, Guntur District.
7. Loyola Institute of Technology and Management, Rep. by its Director, Eeda Vamsi Krishna Reddy, S/o. Rajasekhar Reddy, aged 37 years, Sattenapalli Main Road, Dhulipalla, Guntur District.

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8. KITS Akshar Institute of Technology, (Previously Guntur Engineering College) Rep. by its Chairman, Koye Subbarao, S/o. Punna Rao, aged 52 years, Yanamadala, Guntur Guntur District.
9. KITS Akshar Institute of Technology, (Previously Guntur Engineering College) Rep. by its Chairman, Koye Subbarao, S/o. Punna Rao, aged 52 years, Yanamadala, Guntur Guntur District.
10. Vijaya Institute of Technology for Women, Rep. by its Secretary, Srinivasa Sri Krishna Boyapati, S/o. Boyapati Srinivasa Appa Rao, Aged 52 years, Enikepadu, Vijayawada Krishna District.
11. Mandava Institute of Technology and Science, Rep. by its Secretary, Mandava Sridhar, S/o. Venkateswararao, aged 47 years, Vidya Nagar, Jaggaiahpet, Krishna District.
12. Sri Sunflower College of Engineering and Technology, Rep. by its Secretary and Correspondent, M.D.V.S.R. Punnam Raju, S/o. Venkata Raju, aged 58 years, Ghantasala Mandal, Lankapalli, Krishna District.
13. GDMM Memorial College of Engineering and Technology, Rep. by its Correspondent, Guruvindapalli Vara Prasad Rao, S/o. Devanandam, aged 75 years, Nandigama, Krishna District.
14. Adarsh College of Engineering, Rep. by its Chairman, B AnuBabu, S/o. Vallem Nageswara Rao, Aged 49 years, Chebrolu, East Godavari District.
15. Lenora College of Engineering, Rep. by its Principal, Dhanarasi Gowtham, S/o. Syam Sundar, aged 35 years, Rampachodavaram, East Godavari District.
16. Krishna Chaitanya Institute of Technology and Science, Rep. by its Secretary and Correspondent, Anna Krishna Chaitanya, S/o. Venkata Rambabu, aged 39 years, Devarajugattu, Peddaaraveedu, Markapur, Prakasam District.
17. Indira Institute of Technology and Science, Rep. by its Principal, KandulaRajasekhara Reddy, S/o. Narayana Reddy, aged 33 years, Darimadugu Village, Markapur Mandal, Prakasam District.

18. A1 Global Institute of Engineering and Technology, Rep. by its Correspondent, Shai Mahammad Rafi, S/o. Shaik Baban Saheb, aged 45 years. Markapur, Prakasam Distr
19. ABR College of Engineering and Technology, Rep. by its Chairman, Avula Basireddy, S/o Musala Reddy, Aged 59 years, Kanigiri, Prakasam District.
20. AM Reddy Memorial College of Engineering and Technology, Represented by its Secretary, Smt. Atluri Santhi, W/o. Srinivasa Reddy Atluri, Aged 50 years, Petiurivaripalem, Narasaraopet, Palnadu District.
21. Helapuri institute of Technology and Science, Represented by its Principal, Smt. Musunuri Lavanya, W/o. Suryadevara Mohan Babu Chowdary, Aged 37 years, Vegavaram, Denduluru, Eluru, Eluru District.
22. GIET Engineering College, Represented by its Principal, Meriga Vijaya Sekhar Babu, S/o. Sessaiah, aged 47 years, Rajahmahendravaram, East Godavari District.
23. Kakinada Institute of Technological Sciences, Rep. by its Director, Meka Vamsi Pavan Kumar, S/o. Venkateswara Rao, aged 59 years, Ramachandrapuram, Dr. B.R. Ambedkar Konaseema District.
24. West Godavari Institute of Science and Engineering, Rep. by its Secretary and Correspondent, Akula Trimurthy, S/o. Venkata Swamy, aged 60 years, Avapadu, Prakasaraopalem, East Godavari District.
25. Paladugu Parvathi Devi College of Engineering and Technology, Rep. by its Principal Kolia Krishna Murthy S/o. Rangaiah, aged 65 years, Surampalli, Gannavaram, Nuzvid Road, Krishna District.
26. Ideal Institute of Technology, Represented by its Secretary, Palepu Surya Sundara Kiran, S/o. Satyanarayana Sarma (late). Aged 55 years, Vidyut Nagar, Kakinada, Kakinda District.
27. Dr. Paul Raj College of Engineering, Rep. by its Secretary, Chebrolu Zachariaiah, S/o. Yesupadam, aged 63 years, Nellipaka, Yatapaka, East Godavari District.

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28. Vikas Group of Institutions, Rep. by its Chairman, Nardela Narsi Reddy, S/o. Muthareddy, aged 57 years, Nunna, NTR District.
29. Sri Sarathi Institute of Engineering and Technology, Rep. by its Principal, Suraneni Sridhar, S/o. Satyanarayana, aged 46 years, Mylavaram Road, Nuzivid, Krishna 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) Rep. by the Registrar, Kakinada.

.... 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 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 and PG)/2024-25, dated 26-03-2025 and Lr.No.DAA/B1/Certificate of Verification (UG and PG)/2024-25, dated 15-04-2025 and in insisting the Petitioner Colleges as applicable to pay the 'Common Services 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 for Grant of Temporary/Permanent/Renewal of Permanent Affiliation for the academic years 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 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: 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, Pending disposal of WP 11156 of 2025, on the file of the High Court.

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/B 1 /Certificate of Verification (UG & PG)/2024-25, dated 15-04-2025

and iii) Lr.No.JNTUK/DAA/B1/ 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", Pending disposal of WP 11156 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, GP FOR HIGHER EDUCATION for the Respondent No.1, Sri Vivekananda Virupaksha Standing Counsel for respondent no.2, Sri Madhu babu Standing Counsel for respondent no.3 , the Court made the following.

ORDER

"Heard Sri M.R.K. Chakravarthy, learned Counsel for the Writ Petitioners; Sri K. Ram Babu, learned Counsel appearing on behalf of Sri Sri Vijay Mathukumilli, learned Counsel for Writ Petitioner/s in W.P.No.13201 of 2025; Sri N. Ashwani Kumar, learned Standing Counsel for JNTU and Kakinada and Sri Vivekananda Virupaksha, learned Standing Counsel for APHERMC.

2. It is clarified in all these matters, the Interim Order passed by this Court shall only be confined to the University Common Services Fee but shall not be applicable to any other Fee under any other Head. Insofar as Common Services Fee is concerned, the same shall be subject to the final result in the present Writ Petitions.

3. Insofar as the issue of Affiliation Fee raised by the Writ Petitioner in W.P.No.11106 of 2025 is concerned, it is noticed that this aspect has not been dealt with by this Court earlier, and therefore, it requires consideration. Therefore, the Writ Petitioner would do well in paying the concerned Fee to the University, subject to the final result in the Writ Petition.

4. Let Counter Affidavit be filed within four weeks. Two weeks thereafter for filing Rejoinder, if any.

5. Tag W.P. No. 10633 of 2024 along with these batch of matters and list on 12.08.2025.”

Sd/-M.S.V.Naveen Chandra

DEPUTY REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Principal Secretary, Higher Education Department, State Of Andhra Pradesh, Secretariat Buildings, Velagapudi, Thullur Mandal, Amaravati, Guntur District.
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.(1 to 3 by RPAD)
4. One CC to SRI. M R K CHAKRAVARTHY Advocate [OPUC]
5. One CC to Sri Vevekananda Virupaksha, Advocate [OPUC]
6. One CC to Sri N.Ashwani Kumar, Advocate [OPUC]
7. Two CCs to GP FOR HIGHER EDUCATION ,High Court Of Andhra Pradesh. [OUT]
8. One spare copy

ksr

HIGH COURT

GRKP, J

DATED:09/05/2025

Tag W.P. No. 10633 of 2024 along with these batch of matters and list on 12.08.2025.

ORDER

WP.No.11156 of 2025

DIRECTION

