

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

**WEDNESDAY, THE THIRTIETH DAY OF APRIL
TWO THOUSAND AND TWENTY FIVE**

:PRESENT:

**THE HONOURABLE SRI JUSTICE GANNAMANENI RAMAKRISHNA PRASAD
WRIT PETITION NO: 11176 OF 2025**



Between:

1. Bharathi Educational Society.,
Represented by its Secretary & Correspondent
Sri. Veparala Jaya Chandra Reddy,
S/o Veparala Yerram Reddy,
Aged 57 years, Vidya Nagar,
Pallavolu, Proddatur, YSR Kadapa District.
(College: Chaitanya Bharathi Institute of Technology),
2. Smt. Aluru Narayanamma Memorial Educational Society,
(Srinivasa Ramanujan Institute of Technology)
Represented by its Vice-President,
Midde Ranjit Reddy, S/o. Midde Lakshmi Reddy,
Aged 40 years, Rotartypuram Village,
BK Samudram Mandal, Anantapur District.
3. Sree Vidyanikethan Educational Trust,
(Sree Vidyanikethan Engineering College)
Represented by its Chairman,
Manchu Mohan Babu,
S/o. M. Narayana Swamy Naidu,
Aged 77 years, Sree Sainath Nagar,
Tirupati, Tirupati District.
4. VEMU Society,
(Vemu Institute of Technology)
Represented by its Chairman,
Sri. Kandibella Chandrasekhara Naidu,
S/o Kandibella Vengama Naidu,
Aged 72 years, P.Kothakota Post,
Near Pakala, Chittoor District.
5. Jaya Educational Society,
Siddharth Institute of Engineering and Technology,

4

Represented by its Chairman,
Sri. Konduru Ashok Raju,
S/o Konduru Subba Rama Raju,
Aged 61 years, Siddharth Nagar,
Narayana Vanam Road, Puttur,
Chittoor District.

6. Jaya Educational Society,
Siddharth Institute of Science and Technology,
Represented by its Chairman,
Konduru Ashok Raju,
S/o. Konduru Subba Rama Raju,
Aged 61 years, Siddharth Nagar,
Narayana Vanam Road, Puttur,
Chittoor District.

7. G.Raghunatha Reddy Educational Trust,
(Gates Institute of Technology)
Represented by its Correspondent,
Smt. V.K Padmavathamma,
W/o. Valipi Reddy Kndanna Gari Sudheer Reddy,
Aged 72 years, Peddavadugur (M), Gooty,
Anantapuram District.

8. Aishwarya Vignan Educational Society,
(Audisankara College of Engineering & Technology)
Represented by its Correspondent,
Vanki Penchalaiah, S/o. Vanki Adisheshaiah,
Aged 65 years, NH5, Bypass Road,
Gudur, Tirupati District.

9. Harijana Vidyarthi Udharaka Sangham,
(NBKR Institute of Science and Technology)
Represented by its Chairman,
Nedurumalli Ram Kumar,
S/o. Nedurumalli Janardhana Reddy,
Aged 59 years, Vidyanagar, Tirupati
Tirupati District.

10. Sri Sai Krishna Educational Society,
(G. Pullaiah College of Engineering and Technology)
Represented by its Dean Administration
Molagavalli Giridhar Kumar,
S/o. C Nagappa, aged 50 years,

Pasupula Village, Nandikotkur Road,
Kurnool District.

11. Sri Sai Krishna Educational Society,
(Ravindra College of Engineering for Women)
Represented by its Dean Administration
Molagavalli Giridhar Kumar,
S/o. C. Nagappa, aged 50 years,
Pasupula Village, Nandikotkur Road,
Kurnool District.

12. Vibhav Educational Society,
(Dr.K.V.Subba Reddy Institute of Technology)
Represented by its Secretary and Correspondent
Sanga Vijaya Lakshmi, W/o. K Venkata Subbareddy,
Aged 60 years, R/o. Laksmipuram,
Kurnool, Kurnool District.

13. Ushodaya Educational Society,
(Geethanjali Institute of Science & Technology)
Represented by its Secretary & Correspondent
Narasambattu Sudhakara Reddy,
S/o. Narasambattu Venkata Subba Reddy,
aged 58 years, Nellore-Bombay Highway,
Gangavaram Village, SPSR Nellore District.

14. PBR Visvodaya Institute of Technology & Science
Represented by its Chairman
Dodla Vidyadhar Kumar Reddy
S/o. Dodla Rmachandra Reddy,
Aged 60 years, Vaddipalem, Kavali,
SPSR Nellore District.

15. Srinivasa Educational and Rural Development Society,
(Srinivasa Institute of Technology & Science),
Represented by its Correspondent,
Battarsetty Srinivasulu,
S/o. Ramaswamy, aged 74 years,
Sankarapuram, YSR Kadapa District.

16. Anantha Lakshmi Educational Society
(Anantha Lakshmi Institute of Technology & Sciences)
Represented by its Vice Chairman,
Mullaguru Ramesh Naidu,

6

S/o. Ramudu, aged 42 years,
Jesus Nagar, Ananthapur,
Ananthapur 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. Jawaharlal Nehru Technological University,
Ananthapur, (JNTUA)
Ananthapuramu District,
Rep by its Registrar.

4. The Director, Academic Audit,
Jawaharlal Nehru Technological University,
Ananthapur, (JNTUA)
Ananthapuramu District.

5. The Controller of Examinations,
Jawaharlal Nehru Technological University,
Ananthapur, (JNTUA)
Ananthapuramu District.

....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 Mandamus declaring the action of the Respondent University in insisting the Petitioners (Colleges) to pay the Common Services and Affiliation Fees for Grant of Temporary/Permanent/Renewal of Permanent Affiliation for the Academic year 2025-2026 and for issuing Examination Material vide Emails dated 18-03-2025 and 23-04-2025 without any authority or basis or any proceedings as being illegal, arbitrary and violative of Articles 14 and 19(1)(g) of the Constitution of India and contrary to the Andhra Pradesh Higher Education Regulatory and Monitoring Commission Act, 2019 (for short the Act), the Andhra Pradesh Higher Education Regulatory and Monitoring Commission Rules, 2019 (for short the Rules) in insisting to pay the Common Services and Affiliation Fees for Grant of Temporary/Permanent/Renewal of Permanent Affiliation for the academic year 2025-2026 and for collecting examination material by sending emails to the Petitioners institutions as being 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 direct the Respondent University not to insist for any amounts towards the alleged University Common Services and Affiliation Fees etc., 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 direct the Respondent University to forthwith grant Affiliation to the Petitioners Colleges by sending fact finding Committee and so

also issue examination material to the Petitioners without insisting for any Common Services and Affiliation Fees demanded vide Emails dated 18-03-2025 and 23-04-2025 without any authority or basis or any proceedings, Pending disposal of WP 11176 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 HIGHER EDUCATION, for the Respondent No.1, and of SRI VIVEKANANDA VIRUPAKSHA, Standing Counsel for the Respondent No.2, and of SRI D.KRISHNA, Standing Counsel for the Respondent Nos.3 to 5, 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 Higher Education appearing for the Respondent No.1, Sri Vivekananda Virupaksha, learned Standing Counsel for the Respondent No.2 and Sri Madhu Babu, learned Standing Counsel for the 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. 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.

3. 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.

4. *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 Petitioners, the balance of convenience lies in favour of the Writ Petitioners.

5. Accordingly, there shall be a stay of the Impugned Proceedings dated 18.03.2025 (Ex.P.1), 23.04.2025 (Ex.P.2), till the next listing.

6. 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.

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

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

9. Tag these Writ Petitions with W.P.Nos.11106 & 11156 of 2025 and list on 16.07.2025.

SD/-SK MD RAFI
ASSISTANT REGISTRAR

SECTION OFFICER

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For ,

To,

1. The Principal Secretary, Velagapudi, Thullur Mandal, Higher Education Department, State of Andhra Pradesh, Secretariat Buildings, Amaaati, 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, NH 15, Tadepalli, Guntur District
3. The Registrar, Jawaharlal Nehru Technological University, Ananthapur (JNTUA) Ananthapuramu District

4. The Director, Jawaharlal Nehru Technological University Ananthapur (JNTUA) Ananthapuramu District
5. The Controller of Examinations, Jawaharlal Nehru Technologies University Anathapur (JNTUA) Ananathapuramu District (**Addressees 2 to 5 by RPAD**)
6. One CC to SRI. M R K CHAKRAVARTHY Advocate [OPUC]
7. Two CCs to GP FOR HIGHER EDUCATION, High Court of Andhra Pradesh. [OUT]
8. One CC to SRI VIVEKANANDA VIRUPAKSHA, Standing Counsel [OPUC]
9. One CC to SRI D.KRISHNA, Standing Counsel [OPUC]
10. The Section Officer, Posting Section, High Court of Andhra Pradesh, Amaravati
11. The Section Officer, Writ Non Service Section, High Court of Andhra Pradesh, Amaravati
- 12. One spare copy**

PSR

HIGH COURT

GRKP,J

DATED:30/04/2025

NOTE: Tag these Writ Petitions with W.P.Nos.11106 & 11156 of 2025 and list on 16.07.2025.

ORDER

WP.No.11176 of 2025

INTERIM STAY

