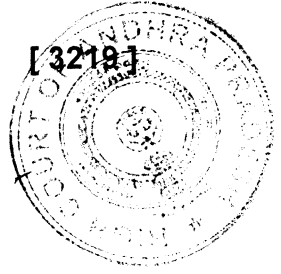


(SHOW CAUSE NOTICE BEFORE ADMISSION)
IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
(Special Original Jurisdiction)



WEDNESDAY, THE THIRTIETH DAY OF SEPTEMBER TWO THOUSAND AND TWENTY -

:PRESENT:

THE HONOURABLE SRI JUSTICE RAKESH KUMAR -
AND
THE HONOURABLE MS JUSTICE J. UMA DEVI -

WRIT PETITION NO: 17700 OF 2020 -

Between:

1. Kammur Thasmia Anjum, D/o. K.Md. Isaach Age 22 year Resident of 13-01-917, Revenue Colony, Ananthapuram 515 001, Aadhaar No 280903724479
2. Syeda Narmeen, D/o. Syed Habeeb Afsar, Resident of 5-2-822/7/B, Ayodhya Nagar Colony, Mehdipatnam, Hyderabad, Telangana. Aadhaar No 771516443624
3. Kokatam Vishnu, S/o. K. Jagan Mohan Reddy, Resident of 41/1427, Upstairs, Shankarapuram, Opp. Blind School, Kadapa 516002, Aadhaar No 780207377417
4. Madala Venkata Divyasri, D/o. M. BalaVenkateswarulu, Resident of 16-1134, Samatha Nursing Home, Kasturi Devi, Pogathota, Nellore 524001, Aadhaar No 7782 3361 0646
5. Lakshmi Priya Duggempudi, D/o. Nagireddy, Resident of 2-78, Panchayathi Office Street, Nallapadu, Ankireddypalem, Guntur, Andhra Pradesh 522 005. Aadhaar No 5432 3955 7956
6. Madala Venkata Akshay, S/o. M. Bala Venkateswarulu, Resident of 16-1134, Samatha Nursing Home, Kasturi Devi, Pogathota, Nellore 524001, Aadhaar No 4395 6623 3270

Petitioners

AND

1. The State of Andhra Pradesh, Represented by its Special Chief Secretary to Government, Department of Health, Medical and Family Welfare, Secretariat Buildings, Velagapudi, Amaravati, Andhra Pradesh.
2. Dr.N.T.R University of Health Sciences, Represented by its Vice-Chancellor, Padavalarevu, Gunadala, Vijayawada 520 004, E-mail drntruhs@gmail.com.
3. The Registrar, Dr. N.T.R University of Health Sciences, Padavalarevu, Gunadala, Vijayawada 520 004, E-mail registrar@ntruhs-ap.gov.in.
4. Mohamadiya Educational Society, Represented by its President, Kadapa - Pulivendula Rd, Ramarajupalli, Kadapa, Andhra Pradesh 516003
5. Fathima Institute of Medical Sciences, Represented by its Dean/Principal, Kadapa - Pulivendula Rd, Ramarajupalli, Kadapa, Andhra Pradesh 516003, E-mail fims.kadapa.ap@gmail.com.

Respondents

WHEREAS the Petitioners above named through their Advocate Sri.D.Satya Siva Darshan presented this 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 any order, direction, writ more particularly one in the nature of Writ of Mandamus and

A. Declare the actions of the Respondents Nos. 1 to 3 in making a classification between the former students of Respondent No.5 medical college who qualified NEET into two groups i.e. Students who got admitted within the State of Andhra Pradesh and outside the State of Andhra Pradesh as illegal, arbitrary, irrational, unconstitutional and in violation of Article 14 of the Constitution of India

B. Declare the actions of the Respondents No.1 to 3 in not making two years B category fees at par with the similarly situated students who got admitted within the State of Andhra Pradesh after qualifying NEET as illegal, arbitrary, irrational, unconstitutional and in violation of Article 14 of the Constitution of India

C. Consequently set aside the Impugned G.O.Rt.No.110 dated 12.02.2019 only to the extent of making the payment of only one year B category fees to the students admitted outside the State of Andhra Pradesh

D. Consequently direct the Respondents Nos.1 to 3 to make two years B category fees to the Petitioners at par with other students and E Pass

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of Sri.D.Satya Siva Darshan Advocate for the petitioner and of Government Pleader for Medical and Health for respondent No.1 and Standing Counsel for respondents 2 and 3, **directed issue of notice to the Respondent Nos.4 & 5** herein to show cause as to why this WRIT PETITION should not be admitted.

You viz:

1. The President, Mohamadiya Educational Society, Kadapa - Pulivendula Rd, Ramarajupalli, Kadapa, Andhra Pradesh 516003
2. The Dean/Principal, Fathima Institute of Medical Sciences, Kadapa - Pulivendula Rd, Ramarajupalli, Kadapa, Andhra Pradesh 516003 E-mail fims.kadapa.ap@gmail.com.

are directed to show cause either appearing in person or through an Advocate, as to why in the circumstances set out in the petition and the affidavit filed therewith (copy enclosed) this WRIT PETITION should not be admitted, on which date the case stands posted for hearing.

IA NO: 1 OF 2020

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the writ petition, the High Court may be pleased to direct the Respondent No.1 to 3 to initiate the process to make the payment of one more year of B category fees to the petitioners, pending the disposal of Writ Petition No. 17700 of 2020, on the file of the High Court.

THE COURT MADE THE FOLLOWING ORDER:

(Proceedings taken up through Video Conferencing)

Learned Government Pleader for Medical and Health appearing on behalf of respondent No.1; and, learned Standing Counsel appearing on behalf of respondents 2 and 3 requests for granting time for obtaining instructions and file counter affidavit.

Issue notice to respondents 4 and 5 in admission matter.

Notice to go through ordinary post as well as Speed Post for which requisites must be filed within two weeks.

List this writ petition immediately either after appearance of respondents or after receipt of service of notice, whichever is earlier.

Sd/- B. NARSING RAO
ASSISTANT REGISTRAR

//TRUE COPY//

For ASSISTANT REGISTRAR

To,

1. The Special Chief Secretary to Government, Department of Health, Medical and Family Welfare, State of Andhra Pradesh, Secretariat Buildings, Velagapudi, Amaravati, Andhra Pradesh.
2. The Vice-Chancellor, Dr.N.T.R University of Health Sciences, Padavalarevu, Gunadala, Vijayawada 520 004 E-mail drntruhs@gmail.com.
3. The Registrar, Dr. N.T.R University of Health Sciences, Padavalarevu, Gunadala, Vijayawada 520 004 E-mail registrar@ntruhs-ap.gov.in.
4. The President, Mohamadiya Educational Society, Kadapa - Pulivendula Rd, Ramarajupalli, Kadapa, Andhra Pradesh 516003
5. The Dean/Principal, Fathima Institute of Medical Sciences, Kadapa - Pulivendula Rd, Ramarajupalli, Kadapa, Andhra Pradesh 516003 E-mail fims.kadapa.ap@gmail.com. (1 & 2 by RPAD- along with a copy of petition and affidavit)
6. One CC to Sri.D.Satya Siva Darshan Advocate [OPUC]
7. Two CCs to GP for Medical & Health, High Court Of Andhra Pradesh. [OUT]
8. One spare copy

SRL

HIGH COURT

RKJ & JUDJ

DATED:30/09/2020

**NOTE: LIST THIS WRIT PETITION IMMEDIATELY
EITHER AFTER APPEARANCE OF RESPONDENTS OR
AFTER RECEIPT OF SERVICE OF NOTICE,
WHICHEVER IS EARLIER**

NOTICE BEFORE ADMISSION

WP.No.17700 of 2020

