

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

TUESDAY, THE TWELFTH DAY OF AUGUST,
TWO THOUSAND AND TWENTY FIVE

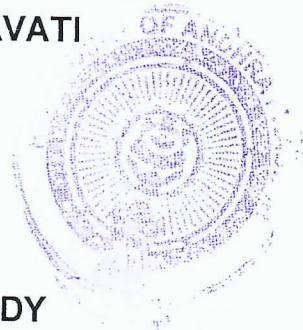
:PRESENT:

THE HONOURABLE SRI JUSTICE K SREENIVASA REDDY

WRIT PETITION NO: 17581 OF 2024

Between:

1. BEM Aided High School
Rep by its Correspondent Smt. Boddi Mersibai
Municipal Colony, Rajahmundry,
East Godavari District,
Andhra Pradesh
2. Nehru Aided Schools
Rep by its Correspondent
Smt. M. Lakshmi Tulasi
Ashok Nagar, Kakinada,
Kakinada District, Andhra Pradesh.
3. Vignana Pradayani Aided UP School
Rep by its Correspondent Sri T. Srinivas
SS Metta, Rajahmundry,
East Godavari District,
Andhra Pradesh
4. Powers Aided UP School
Rep by its Correspondent Smt. V Padmaja
Andhra Nagar, Rajahmundry,
East Godavari District, Andhra Pradesh.
5. E.A.R Aided High School (TM)
Rep by its Correspondent Sri. K. Prabhakar Rao
Konthamuru, Rajahmundry Rural
East Godavari District, Andhra Pradesh.
6. EAR Aided Elementary School
Rep by its Correspondent Sri K Prabhakar Rao
Konthamuru, Rajahmundry,
East Godavari District, Andhra Pradesh.
7. BSSSB TM Aided High School
Rep by its Correspondent Sri Y. Gunaranjan
Gorakshanapeta, Rajahmundry
East Godavari District, Andhra Pradesh.
8. BSSSB Aided Elementary School EM
Rep by its Correspondent Sri Y. Gunaranjan



(13)

Rajahmundry East Godavari District,
Andhra Pradesh.

9. PLK Aided High School
Rep by its Correspondent Smt. Boddi Mersibai
Palakol, West Godavari District,
Andhra Pradesh.
10. PLK Aided Primary School
Rep by its Correspondent Smt. Boddi Mersibai
Palakol, West Godavari District,
Andhra Pradesh.
11. Lutheran Aided Elementary School
Rep by its Correspondent Sri. Isaiah
Jampeta, Rajahmundry
East Godavari District, Andhra Pradesh
12. Lutheran Aided High School
Rep by its Correspondent
Sri. Chevala Samuel Timothy Krupa Rao
Dowlaiswaram, East Godavari District,
Andhra Pradesh
13. Schade Girls Aided Elementary School
Rep by its Correspondent
Smt. Sujani Kumari,
Rajamahendravaram,
East Godavari District,
Andhra Pradesh.
14. Lutheran Aided High School
Rep by its Correspondent Smt. Sujani Kumari
Jampeta, Rajahmundry,
East Godavari District,
Andhra Pradesh.
15. Schade Girls Aided Elementary School
Rep by its Correspondent
Sri. Issaiah
Rajamahendravaram,
East Godavari District,
Andhra Pradesh.
16. BEM Aided Elementary School
Rep by its Correspondent Sri. K. Prabhakar Rao
Ramdas Peta, Rajahmundry

(14)

East Godavari District,
Andhra Pradesh

Vs.

...Petitioners

- 1) The State of Andhra Pradesh
Rep by its Principal Secretary
Department of the School Education,
Tulluru, Secretariat Buildings
Velagapudi, Guntur District
- 2) The Commissioner of School Education
Government of Andhra Pradesh
Venkatadri Towers, opp. DGP Office
Besides Happy Resorts, Atmakur,
Mangalagiri, Guntur District, Andhra Pradesh
- 3) The Samagra Shiksha Abhiyan
Rep by its State Project Director
Department of School Education (SSA)
High School Road, Patmata, Vijayawada - 520010
Krishna District, State of Andhra Pradesh
- 4) The Samagra Shiksha Abhiyan
Rep by its Project Officer
School Education (SSA) Department
O/o The District Educational Officer
Beside District Library
Main Road, Kakinada - 533001
East Godavari District, Andhra Pradesh
- 5) The District Educational Officer
Beside District Library
Main Road, Kakinada - 533001
Kakinada District, Andhra Pradesh
- 6) The District Educational Officer
Rajahmundry, East Godavari District
Andhra Pradesh
- 7) The District Educational Officer
West Godavari, NH-5,
Eluru Rajamundry Road,
Bhimadolu, Bhimadole,
Andhra Pradesh 534425

...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 direction, order or Writ more in the nature of Writ of Mandamus declaring the proceedings issued by 3rd Respondent vide Rc No. SSA- 16021/54/2023-SEC-CMOSS, Dated 30-07-2024, whereby and where under, instructions were issued for constituting the Parents Monitoring Committee even to the private aided schools changing the nomenclature of the body as PMC and attributes duties and functions of SMC, invoking provisions of Right of Children to Free and Compulsory Education Act, 2009 as being arbitrary, illegal and violating Article 14, 19 and 30(1) of the Constitution of India and subversive of Rule of Law and consequently set aside the same and issue such other Writ or order or direction as deemed fit and proper in the circumstances of case.

IA NO: 1 OF 2024

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 proceedings vide Rc No. SSA-16021/54/2023- SEC-CMOSS, Dated 30-07-2024 issued by the 3rd Respondent, insofar as the conduct of elections to the School Management Committee in private aided Institutions in the State of Andhra Pradesh is concerned, Pending disposal of WP 17581 of 2024, 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 the order of the High Court dated 12.08.2024 made herein and upon hearing the arguments of Sri Vijay Mathukumilli, Advocate for the Petitioners, GP for School Education for the Respondent noos.1 to 7, the Court made the following;

ORDER

"Interim order granted earlier is extended for a further period of four (04) weeks.

For filing counter, post the matter after two (02) weeks." /

//TRUE COPY//

Sd/- K.TATA RAO
DEPUTY REGISTRAR

SECTION OFFICER

To,

1. One CC to SRI. SRI VIJAY MATHUKUMILLI Advocate [OPUC]
2. Two CCs to GP FOR SCHOOL EDUCATION ,High Court Of Andhra Pradesh. [OUT]
3. One CC to M/s P.Sudha Rani, Standing Counsel [OPUC]
4. One spare copy

HIGH COURT

SRK,J

DATED:12/08/2025

ORDER

POST THE MATTER AFTER TWO (02) WEEKS

WP.No.17581 of 2024

INTERIM ORDER EXTENDED

