

HIGH COURT OF ANDHRA PRADESH :: AT AMARAVATI

MAIN CASE No: W.P.No.22903 of 2023

PROCEEDINGS SHEET

SL. NO.	DATE	ORDER	OFFICE NOTE
01.	01.09.2023	<u>NV, J</u> Learned counsel for the petitioners would submit that issuance of impugned show cause notice prior to commencing of counselling is nothing but disabling the petitioners institutions to defend themselves, as such, it is against principles of natural justice. Furthermore, learned counsel would submit that the respondent University did not consider the reply submitted by the petitioners and straight away placed the petitioners/colleges under zero admission category. On the other hand, the learned Government Pleader has refuted the contentions made by the learned counsel for the petitioners. He would submit that the petitioners institutions has failed to fulfill the conditions prescribed in the	

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		permission / recognition / affiliation accorded to that institutions. Even after the institutions were provided with an opportunity to rectify the defects and afforded reasonable opportunity and time, the said institutions were not complied with. As such, the show cause notice issued by the university is in consonance with the rules of the University and warrants no interference of this Court. Heard learned counsel for the petitioners and learned Government Pleader for Higher Education for respondents. Upon perusal of the record, it appears that a <i>prima facie</i> case is made out in favour of the petitioners institutions. Issuing show cause notice before commencing the counselling schedule is nothing but creating panic among the petitioners/institutions, thereby, disabling them to take any recourse. Moreover, the University even did not consider the reply submitted by the	

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		petitioners. Hence, there shall be an interim suspension of the impugned show cause notice dated 21.07.2023, until further orders. Further, Respondent Nos.1 to 3 are directed to enlist/include the petitioners/colleges in the list of colleges for counselling for the academic year 2023-2024 on par with colleges mentioned in G.O.Ms.No.22, Higher Education (R.M.) Department, dated 12.07.2023, as per the schedule prescribed, pending further orders. Learned Government Pleader seeks time for filing counter-affidavit. List the matter after four (04) weeks. _____ NV, J SSN	