

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

(SPECIAL ORIGINAL JURISDICTION)

TUESDAY, THE SIXTH DAY OF MAY,

TWO THOUSAND AND TWENTY FIVE

:PRESENT:

HONOURABLE SRI JUSTICE GANNAMANENI RAMAKRISHNA PRASAD

WRIT PETITION NO: 26985 OF 2024



Between:

1. The Vivekananda Vidya Samasta Society, Reg. No 46/1989, Rep by its Chairman, Smt Syed Zabeen, W/o Syed Rafiq Ahamed, Aged 53yrs, R/o # Plot No 222/1 A, NRT Road, Vinukonda, Palnadu District, Andhra Pradesh.
2. A & A College of Law, (Sponsored by The Vivekananda Vidya Samasta Society, Reg. No 46/1989), Rep by its Secretary & Correspondent, Syed Rafiq Ahamed, S/o Abdul Salam, Aged 60yrs, # Plot No 222/1A, NRT Road, Vinukonda, Palnadu District, Andhra Pradesh.

...Petitioners

AND

1. The State of Andhra Pradesh, Rep by its Prl Secretary, Higher Education Department, 4th Block, Secretariat, Velagapudi, Guntur District.
2. The Andhra Pradesh State Council For Higher Education, Government of Andhra Pradesh, Rep by its Secretary, Niladri Towers, 6th Battalian Road, Mangalagiri, Guntur District-522503.
3. The Chairman, The Andhra Pradesh State Council For Higher Education, Government of Andhra Pradesh, Niladri Towers, 6th Battalian Road, Mangalagiri, Guntur District-522503.
4. Acharya Nagarjuna University, Rep by its Registrar, Nagarjunanagar, Guntur District-522510.

...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 a writ, order or order direction preferably a Writ in the Nature of Mandamus declaring the inaction on the part of the 2nd & 3rd respondents in processing the application annexed with all relevant documents dated 4.12.2023 where under submitted for Establishing/starting proposed Private Unaided Law College in the name and style of 2nd petitioner, sponsored by the 1st Petitioner for conducting the programmes & subjects of both 3 years and 5 years Law course and according permission to 2nd petitioner college as arbitrary, unfair, dereliction and violation of Articles 14 and 19 of the Constitution of India.

IA NO: 1 OF 2024

Petition under Section 151 CPC is filed praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased may be pleased to direct the 2nd & 3rd Respondents to take steps to process the application annexed with all relevant documents dated 4.12.2023 and issue No Objection Certificate (NOC) to the 2nd Petitioner College forthwith pending disposal of the Writ Petition.

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:17.12.2024, 20.01.2025 & 25.02.2025 and upon hearing the arguments of Sri Prakash Buddarapu, Advocate for the Petitioners, GP for Higher Education for the Respondent No.1; Ms. K.Radhika, Standing Counsel for the Respondent Nos.2 & 3 and of Sri M.Chalapathi, Standing Counsel for the Respondent No.4 and the Court made the following

ORDER:

“Heard Sri B. Prakash, learned Counsel for the Writ Petitioners; Smt. K. Radhika, learned Standing Counsel for the Respondent Nos.2 & 3 and Sri M. Chalapathi, learned Standing Counsel for Respondent No.4.

2. In compliance with the Order of this Court dated 01.05.2025, Sri T.V.V. Sri Krishna Murthy, Joint Director, has appeared online. He would submit that, he was not informed about the Order of this Court dated 01.05.2025, which is the reason for not being able to furnish the Written Instruction in advance. Appearing online, he seeks one indulgence to enable him to furnish Written Instruction by 09.05.2025.

3. List the matter on 09.05.2025 in the Motion List as first Item.

4. The direction given in Para No.3 of the Order of this Court dated 01.05.2025 shall apply.”

SD/- A. VIJAYA BABU
ASSISTANT REGISTRAR
SECTION OFFICER

//TRUE COPY//

FOR ASSC

To,

1. The Prl Secretary, Higher Education Department, State of Andhra Pradesh, 4th Block, Secretariat, Velagapudi, Guntur District. [By Special Messenger]
2. The Secretary, Andhra Pradesh State Council For Higher Education, Government of Andhra Pradesh, Niladri Towers, 6th Battalian Road, Mangalagiri, Guntur District-522503.
3. The Chairman, The Andhra Pradesh State Council For Higher Education, Government of Andhra Pradesh, Niladri Towers, 6th Battalian Road, Mangalagiri, Guntur District-522503.
4. The Registrar, Acharya Nagarjuna University, Nagarjunanagar, Guntur District-522510. (Addressee Nos.2 to 4 by RPAD)
5. One CC to Sri Prakash Buddarapu, Advocate [OPUC]
6. One CC to Ms. S. Parineeta, Standing Counsel [OPUC]
7. One CC to Ms. K.Radhika, Standing Counsel [OPUC]
8. One CC Sri Nara Srinivasa Rao, Standing Counsel [OPUC]
9. One CC Sri M.Chalapathi, Standing Counsel [OPUC]
10. Two CCs to GP for Higher Education, High Court of Andhra Pradesh. [OUT]
11. One spare copy

CVSS

HIGH COURT

GRKP,J

DATED:06.05.2025

LIST THE MATTER ON 09.05.2025 IN THE MOTION LIST AS FIRST ITEM.

ORDER

WP.No.26985 of 2024

DIRECTION

