

HIGH COURT OF ANDHRA PRADESH : AT AMARAVATI

MAIN CASE No.: Writ Petition No.29803 of 2025

PROCEEDING SHEET

SL. NO.	DATE	ORDER	OFFICE NOTE
2)	31.10.2025	<u>SRK, J</u> Notice before admission, returnable in three (3) weeks. Learned Assistant Government Pleader for Higher Education takes notice for respondent No.1, Ms. Umadevi, learned Standing Counsel takes notice for respondent No.2 and Sri V. Viveka, learned Standing Counsel takes notice for respondent No.4 and they seek time to get instructions. Issue notice to respondent No.3. Learned counsel for the petitioner is permitted to take out personal notice to respondent No.3 by registered post with acknowledgment due and file proof of service before the Registry within a period of three (3) weeks. The present Writ Petition is filed seeking the following relief. “..... to issue a Writ of Mandamus or anyother appropriate Writ, Order or Direction declaring the action of 4th respondent, AP Higher	

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		Education Regulatory and Monitoring Commission (APHERMC) in refusing to determine and notify the fee structure for the petitioner Institution for the Academic Year 2025-26 as illegal, arbitrary, discriminatory, contrary to the provisions of the AP Higher Education Regulatory and Monitoring Commission Act, 2019 and the Andhra Pradesh Educational Institutions (Prohibition of Capitation Fee) Act, 1983, and violative of Articles 14 and 19(1)(g) of the Constitution of India and consequently direct 1st and 4th respondents to forthwith determine and notify the fee structure of the petitioner Institution and pass such other or further orders as this Hon'ble Court may deem fit and proper in the circumstances of the case, including such directions as may be necessary to ensure that the Petitioner Institution is not prejudiced in participating in the admission process and collecting the prescribed fee as determined under law in the interest of justice.”	

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		Case of the petitioner institution is that it was established under the aegis of Sri Vivekananda Educational Society, Podili and duly recognized as self-financing technical institution approved by 2nd respondent – AICTE. 1st respondent issued G.O.Rt.No.219, Higher Education (EC) Department, dated 25.10.2025, according permission to the petitioner institution to offer the MCA Course under affiliation to 3rd respondent – Andhra Kesari University, Ongole. Thereafter, petitioner institution obtained formal affiliation from 3rd respondent for the academic year 2025-26. However, as 2nd respondent Apex Body, AICTE has not notified 3rd respondent Andhra Kesari University in its list of recognized affiliating bodies, the approval order of AICTE continued to reflect as Acharya Nagarjuna University. Because of the same, 4th respondent is not determining the fee structure on 27.09.2025 and the Commission has arbitrarily rejected the plea on the untenable ground that there exists a mismatch between 2nd respondent AICTE approved affiliating University and the one mentioned in 1st respondent State Government order and University affiliation. Learned counsel for the petitioner undertakes that the petitioner institution would	

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		approach 2nd respondent - AICTE in order to obtain affiliation. In view of the aforesaid facts and circumstances and, in view of the undertaking given by the learned counsel appearing on behalf of petitioner institution, respondent Nos.1 and 4 herein are hereby directed to determine and notify the fee structure for the petitioner institution for the academic year 2025-26, so as to enable the petitioner institution to participate in the admission process. List the matter after three (3) weeks. <u>SRK, J</u> Note: Issue CC today (B/O) Nsr	

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