

[3166]

IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD
WEDNESDAY, THE SEVENTEENTH DAY OF JUNE TWO THOUSAND AND TWENTY

:PRESENT:
THE HONOURABLE SRI JUSTICE T.VINOD KUMAR

IA No. 1 OF 2020
IN
WP NO: 8331 OF 2020

Between:

1. Balaji Chivukula S/o C V V Ramana,
Parent of Angaj Chivukula-8D,
Residing at 502, Le Grand Apartments,
10-2-133/134, St No 6, Lane NO 2,
West Marredpally, Secunderbad 500026.
2. Saket Kumar Singh S/o Parshuram Singh,
Parent of Devanshi Singh-2D,
Residing at Plot 43, AP Textbook Colony,
Secunderabad, 500003
3. Mridhu Swetha W/o Sandeep Kiran Mekala.
Parent of Daksh Mekala-4B,
Residing at Plot no. 51, Sancharpuri Colony,
Phase 2, New Bowenpally, Secunderabad.
4. Subrat Dash S/o AN Dash,
Parent of Prachi Dash-4A,
Residing at Flat No 620, Block 4,
Manasarovar Heights Phase 3,
Tirumalgi, Secunderabad - 500009
5. Sanjay Kotgire S/o Virbhadr, a,
Parent of KotgireVedapriyaDarshini- 6C,
Residing at 201, 7 hills Ambience,
Seethaphalmandi, Secunderabad
6. P Sreenivasa Rao S/o P Eshwariah,
Parent of P Dhanvin- 3B,
Residing at 12-10-587/23/G1,
VarshithyNivas Apt, Medibavi,
Seethaphalmandi, Secunderabad, 500061
7. P Sreenivasa Rao S/o P Eshwariah,
Parent of P Lineysha- 4E,
Residing at 12-10-587/23/G1,
Varshithy Nivas Apt, Medibavi,
Seethaphalmandi, Secunderabad, 500061
8. Ramaneesh Bandari S/o B Venkatesh,
Parent of Tanvi Bandari-1B,
Residing at Plot No 63,
First Floor, Kiran Enclave,
Road No 2, Sikh Road,
Diamond Point, Secunderabad 500009

Ranjith A R S/o Ravi K K,
Parent of Ryan Ranjith-6C,
Residing at Flat No 103,
Janapriya Pramila Enclave, Kundanbagh,
Begumpet, Hyderabad

10. Deepa Alok W/o Alok Sinha,
Parent of Tanishq Alok-9D,
Residing at Shreemukh Kontham Towers,
103, Begumpet Rly Station,
Brahmanwadi -500016
11. Aditi Parekh W/o Piyush Parekh,
Parent of Diya Parekh-6F,
Residing at 1-10-98/44,
Dwarkadas Cooperative Society,
Begumpet, Hyderabad
12. Sheetal Radia W/o Gaurav Radia,
Parent of Devyaansh Gaurav Radia-1A,
Residing at Flat no 304, C Block,
Welkkin Park, Prakash Nagar,
Begumpet, Secunderabad.
13. G Surya Laxmi W/o J Venkatram Reddy,
Parent of G Varun Reddy-9D,
Residing at Flat No 201, 1-11-219/1/1A,
Royal Homes Apartment, Street No 4,
Gurumurthy Lane, Begumpet, Hyderabad, 500016
14. S Srilaxmi W/o S Srinivas,
Parent of S Rishika- 7E,
Residing at 1-8-288, Sindhi Colony,
PG Road, Paradise, Secunderabad
15. VanishreeKataram W/o Late K.Raju,
Parent of Priyanka Raj-6E,
Residing at H.No 2-3-531/16, Flat #17,
Dv Colony, Minister Road, Secunderabad.
16. S M Pradeep Kumar, S/o S Mohan
Parent of Srinika Shakelly-5D,
Residing at Plot #B-30, Indian Airlines Colony,
SP Road, Begumpet, Secunderabad - 500013
17. Soumya Shakelly W/o Pradeep Shakelly,
Parent of Akshit Shakelly-1 A,
Residing at Plot #B-30, Indian Airlines Colony,
SP Road, Begumpet, Secunderabad - 500013
18. Naveen Vankar S/o Ramchandram,
Parent of Reyansh Raj Vankar-3A,
Residing at Plot No 33, Old Vasavi Nagar,
Kharkhana, Secunderabad, 500015
19. Bhabanish Acharya, S/o Dr Krishna Chandra Acharya,
Parent of Aarav Acharya-2A,
Residing at Flat No B 66, VedVihar,

WHO Colony, Dairy Farm Road,
Tirumalgiri, Secunderabad, 500015

20. Surabhi Mehrotra w/o Manoj Kumar K,
Parent of Akshat Mehrotra-2B,
Residing at Flat No E164, AWHO Ved Vihar,
Dairy Farm Road, Tirumalgiri,
Secunderabad, 500015.
21. Amanpreet Singh Bagga S/o Balwanth Singh Bagga,
Parent of Guransh Singh Bagga-1F,
Residing at VasaviGande Vistas,
Flat No 412, Kanajiguda,
Secunderabad, 500015
22. T Sushmitha W/o T Krishna Kumar,
Parent of Tirumalla Pranav-9A,
Residing at Plot No 17 Icrisat Colony ,
Centre Point, Old Bowenpally,
Secunderbad 500011.
23. T Sushmitha W/o T Krishna Kumar,
Parent of Tirumalla Pranav-5A,
Residing at Plot No 17 Icrisat Colony ,
Centre Point, Old Bowenpally,
Secunderbad 500011.
24. A Bhuvaneswar Reddy S/o Bheem Reddy,
Parent of A Shrinik Sai Reddy-6F,
Residing at Flat No 405, G Block,
Beema Pride Apartments,
Petbasheerbagh, Hyderabad, 500067
25. A.Praneeth Reddy S/o Mahipal Reddy,
Parent of A .Saharsh Reddy-3D,
Residing at Flat 301 Dara Prestige,
Petbasheerbad, High Tension Road, Kompally
26. Krishna Mohan Muktha S/o M Raju,
Parent of Saanvisha Muktha-4C,
Residing at Street No 8, Himayatnagar, Hyderabad
27. Krishna Mohan Muktha, S/o M Raju,
Parent of MayukaMuktha-1A,
Residing at Street No 8, Himayatnagar, Hyderabad
28. Kiran Yellampalli, S/o Y Mangapathi Rao
Parent of Dhriti Yellampalli-5A,
Residing at G304, Jal Vayu Towers,
Lower Tankbund, Kavadi guda,
Hyderabad, 500080
29. Kiran Yellampalli, S/o Y Mangapathi Rao
Parent of VrithiYellampalli-2D,
Residing at G304, Jal Vayu Towers,
Lower Tankbund, Kavadi guda,
Hyderabad, 500080

30. Marreddy Ramana Reddy S/o Late M Ramakrishna Reddy
Parent of M Jaisurya Reddy-6D,
Residing at 302, 3rd floor, pleasant Homes,
Gayatri Nagar, Suchitra Hyd- 500067
31. Annapurna Reddy, W/o Marreddy Ramana Reddy
Parent of M Aditya Reddy-2D,
Residing at 302, 3rd floor, pleasant Homes,
Gayatri Nagar, Suchitra Hyd- 500067
32. Jyothi Gannu, W/o G Venu Manohar,
Parent of G Amrutha-4B,
Residing at 3rd flr, Gannu's pride,
H No 6-1-148 / 125 & 126,
above Ambika Kirana Shop Sai Nagar,
Balanagar Hyderabad 500042
33. Gaurav Atrey, S/o S K Atrey,
Parent of Avishkaa Atrey-6B,
Residing at Eden B lodha Casa Paradiso,
Sanathnagar, Hyderabad
34. B Raja Srinivas, S/o B Lingamaiah
Parent of B Aashritha-7C,
Residing at Plot No 90, Lane No 4,
Jawahar Rail Colony, Bowenpally,
Secunderabad
35. Imran Ali S/o Mansoor Ali,
Parent of Hiya Fatima-4A,
Residing at Flat 103, Madhukeerthi Apartments,
Next to Bata showroom lane,
New Bowenpally, Secunderabad, 500011
36. Hanumanth Rao Malchetty, S/o M Ramulu
Parent of Pratik Malchetty-7A,
Residing at Plot No 383, Chetana Housing Colony,
Old Alwal, Secunderabad, 500010
37. A Mounica, W/o A. Srinivas,
Parent of Hasvi-4F,
Residing at Plot No 19, Ayyappa Society Chinnathokatta,
New Bowenpally, Secunderabad
38. A Srinivas S/o A Kasahiah,
Parent of Aayush-4F,
Residing at Plot No 19, Ayyappa Society Chinnathokatta,
New Bowenpally, Secunderabad
39. Praveen Kumar Chowdary S/o Shivaprasad Chowdary,
Parent of Yashika Chowdary-3B,
Residing at Caesar Palace, Flat no 403,
Plot no.8, LIC colony,
West Marredpally, Secunderabad
40. Keerithka W/o Kontham Sirish,
Parent of Kontham Vishrudh-10B,
Residing at H.No.6/2, Sai Ram Nagar Colony,
Near Checkpost, West Marredpally, Secunderabad.

41. Kontham Sirish S/o K Chandrashekar,
Parent of Kontham Kanishka-4F,
Residing at H.No.6/2,Sai Ram Nagar Colony,
Near Checkpost, West Marredpally, Secunderabad.
42. Kushal Kailas, S/o Chandu K
Parent of Vanshika K- 3A,
Residing at Flat No 304, Adithya Arcade Apt,
Picket Road, West Marredpally, Secunderabad
43. Monika Kailas, W/o. Kushal Kailas,
Parent of Vihaan K- 3A,
Residing at Flat No 304, Adithya Arcade Apt,
Picket Road, West Marredpally, Secunderabad
44. Krishna Chaitanya Kompella, S/o Hanumantha Rao K
Parent of Indira Krishna-4F,
Residing at 65, BHEL Enclave, Akbar Road,
Bowenpally, Secunderabad, 500009
45. Padmaja Yagnavajhala W/o Krishna Chaitanya Kompella,
Parent of Shloka-1C,
Residing at 65, BHEL Enclave, Akbar Road,
Bowenpally, Secunderabad, 500009
46. Chiranjeevi Katraj, S/o Yadaiah Katraj
Parent of Virat Katraj-3E,
Residing at Flat No 402,
Brahmarambha Apartments,
SR Nagar, Hyderabad, 500038
47. P Sudeeptha Mohan W/o P Chetan Mohan,
Parent of Mayukh Puppala-4F,
Residing at 1-1-687/1/4, New Bakaram,
Behind Canara Bank , Gandhi Nagar, 500080
48. Amit Kumar, S/o Suman Kumar
Parent of Akshara Srivastava-6A,
Residing at Flat No 403, Priya Arcade Apartment,
8-3-826, Yellareddyguda, Srinagar Colony,
Hyderabad, 500073
49. Pallavi Pankaj, W/o. Amit Kumar,
Parent of AdyaSrivastava-Prep C,
Residing at Flat No.403, Priya Arcade Apartment,
8-3-826, Yellareddyguda, Srinagar Colony,
Hyderabad, 500073
50. Ramesh Pandrinki S/o Late Appa Rao,
Parent of Ishaan Pandrinki-4E,
Residing at 1-11-197/1, flat no102,
Trident Sai Ashray, Shyamlal building,
Begumpet, Hyd 500016
51. Sandeep Prasad Koppula S/o K Narasing Rao,
Parent of Yuvith Koppula-4E,
Residing at 9-5-32/9, Pragathi Colony,
Manovikas Nagar, Oppst NIMH,
Hasmathpet, Old Bowenpally,Secunderabad.

52. Sandeep Karampuri S/o Sandeep Karampuri,
Parent of Shashwith Karampuri-4A,
Residing at 41/A, Chandulal Bowli,
Sikh Village, Secunderabad - 500009
53. Damera Vamshi Ramana S/o Damera Ravinder
Parent of Damera Viraj-2E,
Residing at Plot No 7, Tadbund,
Secunderabad 500011
54. Niranjan Kumar Mishra S/o K N Mishra,
Parent of Vaishnavi Kumari-4C,
Residing at Flat No 427, Block 2,
Manasarovar Heights Phase 3, RTC Colony,
Tirumalgiri, Secunderabad - 500015
55. Gudiya Mishra W/o Niranjan Kumar Mishra,
Parent of Kartik N Mishra-2E,
Residing at Flat No 427, Block 2,
Manasarovar Heights Phase 3, RTC Colony,
Tirumalgiri, Secunderabad - 500015
56. S Rajashekar S/o S Prakash,
Parent of S Pranav-4B,
Residing at Plot No 13, SAIL Colony,
Bowenpally, Secunderabad
57. MadhavalathaKotha W/o K Vijaya Kumar,
Parent of Kireeti Kotha-8C,
Residing at flat 528,
the landmark Apts, Rajarajeswari Ngr,
Old Kapra, Hyderabad 500062
58. Col. V J Balasubramaniam, S/o Late V V Jayaraman,
Parent of Raghav C-5C,
Residing at AWHO Colony, VedVihar,
Tirumalgiri, Secunderabad
59. Rupali Bhavin Parikh,
W/o Bhavin Shah,
Parent of Palash Bhavin Parikh - 6 B,
1-10-98/44, Dwarkadas Coop Society,
Begumpet - Hyderabad
60. Rupali Bhavin Parikh,
W/o Bhavin Shah,
Parent of Niyati Bhavin Parikh - 3 E,
1-10-98/44, Dwarkadas Coop Society,
Begumpet - Hyderabad
61. Suresh Gandu S/o G Malliah,
Parent of G Akshaj - 2 A
H.No.2-2-185/90/B/6,
Mallikarjun Nagar, Amberpet
Hyderabad - 500013.

And

...Petitioners

1. State of Telangana, Represented by Principal Secretary, School Education Department, Secretariat, Hyderabad.
2. Central Board of Secondary Education, Shiksha Kendra, 2, Community Centre, Preet Vihar, Delhi - 110 092
3. Delhi Public School, Represented by its Principal, Diamond Point, Sikh Village, Secunderabad.

...Respondents
(Respondents in-do-)

Counsel for the Petitioners	:SRI MAYUR MUNDRA
Counsel for the Respondent No.1	:GP FOR SCHOOL EDUCATION
Counsel for the Respondent No.2	:SMT A CHAYA DEVI

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. 3 to collect only Rs.26,160/- for students in primary class i.e. Prep and Nursery; Rs.28,703/- for students in Middle Class i.e. 1st Class to 5th Class and Rs. 31,246/- for students in Secondary Class i.e. 6th Class to 10th Class on monthly basis for the academic year 2020 - 2021 in terms of GO Rt No. 46 dated 21.04.2020 issued by the Respondent No. 1 pending disposal of the WP No. 8331 of 2020, on the file of the High Court.

The court while directing issue of notice to the Respondents herein to show cause as to why this application should not be complied with, made the following order. (The receipt of this order will be deemed to be the receipt of notice in the case).

ORDER:

This application is filed seeking a direction to respondent No.3 to collect the tuition fee for different level / categories of classes, strictly as per the fee notified by the 2nd respondent on its web-site for the academic year 2020-2021, and on monthly basis in accordance with G.O.Rt.No.46, dated 21.04.2020, issued by respondent No.1, pending disposal of the main writ petition.

Heard learned counsel for the petitioners, learned Government Pleader for School Education, appearing for respondent No.1, and Smt. A.Chaya Devi, learned counsel, appearing for respondent No.2, and perused the record.

Having regard to the submissions made and considering that the 2nd respondent to which the 3rd respondent school is affiliated, having notified the tuition fee chargeable for each level / category of schooling, this Court is of the view that respondent No.3 is to be directed to charge the tuition fee as prescribed by the 2nd respondent for the academic year 2020-21 as reflected in 2nd respondent web-site and collect only the proportionate tuition fee on a monthly basis from the petitioners strictly in terms of G.O.Rt.No.46, dated 21.04.2020, commencing from March, 2020 onwards, for the current academic year. However, it is made clear that in the event the writ petition is decided against the petitioners, they shall be liable to pay interest.

SD/- T.KRISHNA KUMAR
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Principal Secretary, School Education Department, State of Telangana, Secretariat, Hyderabad.
2. Central Board of Secondary Education, Shiksha Kendra, 2, Community Centre, Preet Vihar, Delhi - 110 092
3. The Principal, Delhi Public School, Diamond Point, Sikh Village, Secunderabad (1 to 3 by RPAD)
4. One CC to SRI. MAYUR MUNDRA Advocate [OPUC]
5. Two CCs to GP FOR SCHOOL EDUCATION (TG), High Court Of Judicature at Hyderabad. [OUT]
6. One spare copy

HIGH COURT

TVKJ

DATED:17/06/2020

ORDER

IA.NO.1 OF 2020

IN

WP.No.8331 of 2020

DIRECTION

