

(SHOW CAUSE NOTICE BEFORE ADMISSION)
HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

TUESDAY, THE FIFTH DAY OF MAY
TWO THOUSAND AND TWENTY SIX

:PRESENT:

THE HONOURABLE SMT JUSTICE JUVVADI SRIDEVI
WP NO: 15458 OF 2026

Between

Vignana Bharathi Institute of Technology,, Aushapur(V), Ghatkesar (M), Medchal-Malkajgiri District, Rep. by its Authorized Representative Dr. G. Manohar Reddy, S/o G. Linga Reddy, aged about 61 years.

Petitioner

AND

1. State of Telangana, Rep by its Principal Secretary, Higher Education Department, Telangana Secretariat, Hyderabad
2. State of Telangana, Rep by its Principal Secretary, Backward Classes Department, Telangana Secretariat, Hyderabad
3. State of Telangana, Rep by its Principal Secretary, Social Welfare Department, Telangana Secretariat, Hyderabad
4. State of Telangana, Rep by its Principal Secretary, Finance Department, Telangana Secretariat, Hyderabad
5. State of Telangana, Rep by its Principal Secretary, Minority Welfare Department, Telangana Secretariat, Hyderabad
6. Commissioner,, Director of Technical Education 2nd Floor, Vidya Bhavan, Opp. to Latha Talkies. Nampally, Hyderabad.

Respondents

WHEREAS the Petitioner above named through his Advocate SRI VINAY KRISHNA KODALI presented this Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to issue an order or direction or a writ, more particularly in the nature of Writ of Mandamus

a) Declaring the action of the Respondents in not releasing the admitted due amounts to the Petitioner Institution to the tune of Rs. 8,13,23,200/-Cr under the Reimbursement of Tuition Fee scheme for the SC/ST/EBC/BC/MW students enrolled in the Petitioner Institution for the AY. 2020-2021, 2021-2022, 2022-2023, 2023-2024, 2024-2025 as being wholly arbitrary, illegal, impermissible and unconstitutional apart from being in violation of the fundamental rights of the Petitioners and in

contravention of G.O.Ms. No. 50 dated 26.08.2008, G.O.Ms No. 102 dated 29.07.2009, G.O.Ms. No. 66 dated 08.09.2010 and.

b)Consequently direct the Respondents to forthwith release the admitted due amounts payable to the Petitioner Institution to the tune of Rs. 8,13,23,200/- Cr under the Reimbursement of Tuition Fee scheme for the SC/ST/EBC/BC/MW students enrolled in the Petitioner Institution for the AY. 2020-2021, 2021-2022, 2022-2023, 2023-2024, 2024-2025 together with interest @ 18percent per annum and further direct the Respondents to disburse the amounts payable to the Petitioner Institution under the Reimbursement of Tuition Fee scheme in a timely manner for all the future academic years or.

c)In the alternative, permit the Petitioner Institution to collect the pending tuition fees directly from the SC/ST/EBC/BC/MW students/their parents enrolled in the Petitioner Institution and further direct the Respondents to reimburse the tuition fees directly to the SC/ST/EBC/BC/MW students/their parents enrolled in the Petitioner Institution

AND WHEREAS the High Court upon perusing the petition and memorandum of grounds filed herein and upon hearing the arguments of Sri. VINAY KRISHNA KODALI Advocate for the Petitioner, SRI MALLU NETHAN REDDY, AGP attached to the Officer of the learned Additional Advocate General, directed issue of notice to the Respondents herein to show cause as to why this WRIT PETITION should not be admitted.

You viz:

1. The Principal Secretary, State of Telangana, Higher Education Department, Telangana Secretariat, Hyderabad
2. The Principal Secretary , State of Telangana, Backward Classes Department, Telangana Secretariat, Hyderabad
3. The Principal Secretary, State of Telangana, Social Welfare Department, Telangana Secretariat, Hyderabad
4. The Principal Secretary, State of Telangana, Finance Department, Telangana Secretariat, Hyderabad
5. The Principal Secretary, State of Telangana, Minority Welfare Department, Telangana Secretariat, Hyderabad
6. Commissioner,, Director of Technical Education 2nd Floor, Vidya Bhavan, Opp. to Latha Talkies. Nampally, Hyderabad.

are directed to show cause on or before 24.06.2026 to which date the case stands posted as to why in the circumstances set out in the petition and the affidavit filed therewith (copy enclosed) this WRIT PETITION should not be admitted.

I.A. NO: 2 OF 2026

Petition under Section 151 of C.P.C 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 Respondents to take necessary steps to pay the admitted due amounts to the Petitioner Institution to the tune of Rs. 8,13,23,200/- Cr under the Reimbursement of Tuition Fee scheme for the SC/ST/EBC/BC/MW students in the Petitioner Institution, Pending disposal of WP No 15458 of 2026, on the file of the High Court.

I.A. NO: 1 OF 2026

Petition under Section 151 of C.P.C praying that in the circumstances stated in the affidavit filed in support of the writ petition, the High Court may be pleased to permit the Petitioners to collect tuition fees directly from the SC/ST/EBC/BC/MW students/their parents enrolled in the Petitioner institution without reference to the scheme of Reimbursement of Tuition Fee including G.O.Ms No. 50 dated 26.08.2008, G.O.Ms No. 102 dated 29.07.2009, G.O.Ms. No. 66 dated 08.09.2010 in terms of the order dt. 02.04.2026 in WP. No. 4835 of 2026 and batch pending disposal of WP No 15458 of 2026, on the file of the High Court.

The Court made the following:
ORDER

Notice before admission.

Mr. Mallu Nethan Reddy, learned Assistant Government Pleader attached to the Office of the learned Additional Advocate General seeks time to file counter-affidavit.

Heard Sri Vinay Krishna Kodali and Mr. Mallu Nethan Reddy, learned Assistant Government Pleader attached to the Office of the learned Additional Advocate General. Perused the record.

Learned counsel for the petitioner submitted that the petitioner-institution is prohibited from collecting tuition fees directly from eligible SC/ST/EBC/BC/MW/their parents and other categories, as specified in G.O.Ms.No.50, dated 26.08.2008, G.O.Ms.No.102, dated 29.07.2009 and G.O.Ms.No.66, dated 08.09.2010. It is contended that, thereafter, the Government has been consistently failing to reimburse the tuition fee and special fee payable to the petitioners under the Fee Reimbursement Scheme and has not released several crores of rupees admittedly due for the past several years. It is further submitted that even after generation of tokens for certain amounts, the said amounts have not been released by the respondents to the petitioner-institution.

Learned counsel for the petitioner further submitted that, despite such non-payment, the Government continues to enforce the aforesaid Government Orders prohibiting the collection of fees from the students. On account of such inaction, the petitioner-institution is stated to be financially crippled and unable to generate the requisite revenue for their day-to-day administration, including payment of salaries to teaching and non-teaching staff.

Learned counsel for the petitioner further submitted that this Court, by order, dated 02.04.2026 passed an interim order in W.P.No.4835 of 2026 and batch in similar matters. The petitioner-institution in the present writ petition also stand on the same footing as that of the petitioners in the above batch of

writ petitions. Accordingly, learned counsel for the petitioner sought for same interim relief to the petitioner herein.

On the other hand, the learned Special Government Pleader, appearing on behalf of the learned Additional Advocate General, while admitting that amounts are due to the petitioner-institution, requested time for obtaining necessary instructions regarding the timeline for payment of the amounts for which tokens have already been generated and as to when such amounts would be disbursed to the petitioner-institution and also sought time to file counter-affidavit.

Having heard the learned counsel appearing on both sides, it is admitted that the amounts are due and payable by the Government to the petitioner-institution. Nevertheless, there has been no clarity from the learned Assistant Government Pleader as to the timeline within which the payments, in respect of the amounts for which tokens have already been generated, would be made by the Government to the petitioner-institution.

Considering the facts and circumstances of the case, this Court is of the prima facie view that substantial amounts, running into several crores of rupees, remain due and payable by the Government to the petitioner-institution for the past several years. Even amounts for which tokens have already been generated have not been disbursed, thereby causing significant hardship in the administration and functioning of the petitioner-institution.

Accordingly, as an interim measure, the petitioner-institution is permitted to collect tuition fees directly from eligible students belonging to SC/ST/EBC/BC/MW and other categories covered under the aforesaid Government Orders, from the academic year 2026-2027 onwards, without reference to the said Government Orders, subject to the outcome of the Writ Petition. However, it is made clear that, in the event the Writ Petition being dismissed, the petitioner-institution shall refund the tuition fees so collected, to the respective students.

Learned counsel for the petitioner further submitted that, as already noted in W.P.No.4835 of 2026 and batch matters, a memo dated 30.04.2026 was filed along with a copy of G.O.Ms. No.7 dated 29.04.2026 by the learned counsel for the petitioner in W.P.No.12945 of 2025. It is contended that the Clause XII of Paragraph No.5 of the said G.O. is contrary to the interim order dated 02.04.2026 passed by this Court. It is further submitted that, upon hearing the learned counsel appearing on both sides in the said batch matters, this Court, by order dated 30.04.2026, has suspended the operation of Clause XII of Paragraph No.5 of G.O.Ms.No.7 dated 29.04.2026.

In view of the above submission, the learned counsel seeks similar relief in the present writ petition.

Having regard to the same, and for the reasons recorded in the interim order dated 30.04.2026 passed in W.P.No.4835 of 2026 and batch matters, there shall be an interim suspension of Clause XII of Paragraph No.5 of G.O.Ms.No.7 dated 29.04.2026, until further orders.

List the matters on 24.06.2026 in the motion list along with W.P.No.4835 of 2026 and batch matters.

Sd/- U.SUDHA
ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. The Principal Secretary, State of Telangana, Higher Education Department, Telangana Secretariat, Hyderabad
2. The Principal Secretary, State of Telangana, Backward Classes Department, Telangana Secretariat, Hyderabad
3. The Principal Secretary, State of Telangana, Social Welfare Department, Telangana Secretariat, Hyderabad
4. The Principal Secretary, State of Telangana, Finance Department, Telangana Secretariat, Hyderabad
5. The Principal Secretary, State of Telangana, Minority Welfare Department, Telangana Secretariat, Hyderabad
6. Commissioner,, Director of Technical Education 2nd Floor, Vidya Bhavan, Opp. to Latha Talkies. Nampally, Hyderabad.
(RR 1 TO 6 BY SPEED POST along with a copy of petition and affidavit)
7. One CC to Sri. VINAY KRISHNA KODALI Advocate [OPUC]
8. Two CCs to ADDITIONAL ADVOCATE GENERAL, High Court for the State of Telangana, at Hyderabad [OUT]
9. One spare copy

HIGH COURT

JS, J

DATED: 05-05-2026

LIST ON 24.06.2026 IN MOTION LIST
ALONG WITH WP.NO. 4835 OF 2026 AND BATCH

NOTICE BEFORE ADMISSION

WP.No.15458 of 2026

SUSPENSION

