

(SHOW CAUSE NOTICE BEFORE ADMISSION)

**HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD**

FRIDAY, THE NINTH DAY OF AUGUST
TWO THOUSAND AND TWENTY FOUR

:PRESENT:

THE HONOURABLE SRI JUSTICE C.V. BHASKAR REDDY

WRIT PETITION NO: 21909 OF 2024

Between:

Smt. Ansuya Ganeriwal, D/o. Late Bankatlal Badruka

Petitioner

AND

1. The Union of India, Rep by its Secretary, Department of Higher Education, Ministry of Education, Shastri Bhawan, Dr. Rajendra Prasad Road, New Delhi- 110001.
2. All India Council for Technical Education, Rep.. by its Member Secretary, Nelson Mandela Marg, Vasant Kunj, New Delhi-110070.
3. Seth Ghasiram Gopikishan Badruka Educational Society, Badruka Campus, Kachiguda Station Road, Kachiguda, Hyderabad -500027, Rep., by its Chairman.
4. Shri Venkatesh Gorakshini Trust, Badruka College Premises, Station Road, Kachiguda, Hyderabad -500027, Rep., by its Managing Trustee, Mr. Shrikishan Badruka, S/o. Hari Prasad Gopi Kishan Badruka.
5. Badruka School of Management, Rep. by its Principal/Director, Dabilapur Campus, Dabilapur Village, Medchal, Medchal-Malkajgiri District Hyderabad, Telangana - 501401.
6. Osmania University, Amberpet, Hyderabad- 500007, Rep., by its Registrar

Respondents

WHEREAS the Petitioner above named through her Advocate M/s SHIREEN SETHNA BARIA 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 grant an direction or writ more so in the nature of Writ of Mandamus declaring the action of the 2nd Respondent in granting approval vide AICTE ID No 43393949943 dt 27-06-2023 to the application o the 3rd Respondent for grant of approval for setting up an educational institution i.e., 5th Respondent in an extent of Ac 14.08 Guntas in Sy Nos 676. 691, 692 and 694 situated at Dabilpura Village Medchal Mandal Medchal-Malkajgiri District Telangana and the consequential action of the 2nd Respondent affirming the said action vide

impugned proceeding dt. 29.05.2024 received by the petitioners on 24.06.2024 as illegal arbitrary and illegal offending Article 14 of the Constitution of India being contrary to requirements and eligibility norms as specified under the Approval Process Handbook 2023-24 of the 2nd Respondent consequently setting aside the same as such

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of M/s SHIREEN SETHNA BARIA, Advocate for the Petitioner, 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 Secretary, Department of Higher Education, Ministry of Education, Shastri Bhawan, Dr. Rajendra Prasad Road, Union of India, New Delhi- 110001.
2. The Member Secretary, All India Council for Technical Education, Nelson Mandela Marg, Vasant Kunj, New Delhi-110070.
3. The Chairman Seth Ghasiram Gopikishan Badruka Educational Society, Badruka Campus, Kachiguda Station Road, Kachiguda, Hyderabad -500027.
4. The Managing Trustee, Shri Venkatesh Gorakshini Trust, Badruka College Premises, Station Road, Kachiguda, Hyderabad -500027, Mr. Shrikishan Badruka, S/o. Hari Prasad Gopi Kishan Badruka.
5. The Principal/Director, Badruka School of Management, Dabilapur Campus, Dabilapur Village, Medchal, Medchal-Malkajgiri District Hyderabad, Telangana - 501401.
6. The Registrar, Osmania University, Amberpet, Hyderabad- 500007

are directed to show cause on or before 13.09.2024 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.

The Court made the following: ORDER

Notice before admission.

Sri Gadi Praveen Kumar, learned Deputy Solicitor General of India, takes notice for respondent No.1, Mr. Mohd. Mehaboob Ali, learned Standing Counsel takes notice for respondent No.2 and Sri Ch.Jaganath Rao, learned Standing Counsel takes notice for respondent No.6 and seek time to file counter affidavits.

Learned counsel for the petitioner is permitted to take out personal notice to respondent Nos.3 to 5 by Registered Post with Acknowledgment Due and file proof of service before the next date of listing.

Sri Sriram, learned Senior Counsel representing Ms.Shireen Sethna Baria, learned counsel for the petitioner, has contended that respondent No.2, without considering the objections raised by the petitioner, has granted approval for respondent No.5-Educational Institution.

The matter requires detailed examination, after filing of counter affidavits by the

**Sd/-MOHD. ISMAIL
ASSISTANT REGISTRAR**

//TRUE COPY//

SECTION OFFICER

To,

1. The Secretary, Department of Higher Education, Ministry of Education, Shastri Bhawan, Dr. Rajendra Prasad Road, Union of India, New Delhi- 110001.
2. The Member Secretary, All India Council for Technical Education, Nelson Mandela Marg, Vasant Kunj, New Delhi-110070.
3. The Chairman Seth Ghasiram Gopikishan Badruka Educational Society, Badruka Campus, Kachiguda Station Road, Kachiguda, Hyderabad -500027.
4. The Managing Trustee, Shri Venkatesh Gorakshini Trust, Badruka College Premises, Station Road, Kachiguda, Hyderabad -500027, Mr. Shrikishan Badruka, S/o. Hari Prasad Gopi Kishan Badruka.
5. The Principal/Director, Badruka School of Management, Dabilapur Campus, Dabilapur Village, Medchal, Medchal-Malkajgiri District Hyderabad, Telangana - 501401.
6. The Registrar, Osmania University, Amberpet, Hyderabad- 500007 (for addresses 1 to 6 by RPAD- along with a copy of petition and affidavit)
7. One CC to M/s SHIREEN SETHNA BARIA, Advocate [OPUC]
8. One CC to SRI GADI PRAVEEN KUMAR Dy. SOLICITOR GEN. OF INDIA [OPUC]
9. One spare copy

HIGH COURT

CVBRJ

DATED:09/08/2024

POST ON 13.09.2024

NOTICE BEFORE ADMISSION

WP.No.21909 of 2024

