

**HIGH COURT FOR THE STATE OF TELANGANA: AT HYDERABAD
(Special Original Jurisdiction)**



2022:TSHC:68754

**TUESDAY, THE EIGHTEENTH DAY OF JANUARY
TWO THOUSAND AND TWENTY TWO**

PRESENT

THE HONOURABLE Dr. JUSTICE SHAMEEM AKTHER

WRIT PETITION NO: 11510 OF 2015

Between:

1. Chaitanya Bharathi Institute of Technology, Society, Chaitanya Bharathi Post CBIT Campus, Gandipet, Kokapet(V), Rajendranagar (M), R.R.District - 500075 represented by its President Dr.V. Malakonda Reddy, S/o. Late V. Obul Reddy, aged about 83 years, R/o. 8-2-693/2/26&27, Mithila Nagar, Road No.12, Banjara Hills, Hyderabad - 34.
2. Chaitanya Bharathi Institute of Technology Chaitanya Bhar, CBIT Campus, Gandipet, Kokapet (V), Rajendranagar (M), R.R.District - 500075 represented by its President Dr.V. Malakonda Reddy

Petitioners 1 and 2 are represented by their President, Dr.V. Malakonda Reddy, S/o V.Obula Reddy, H.No.8-2-693/2126&27, Mithila Nagar, Road No.12, Banjara Hills, Hyderabad - 500 034.

...PETITIONERS

AND

1. Osmania University, Hyderabad - 500 007 Represented by its Registrar.
2. The State of Telangana, represented by its Principal Secretary, Higher Education, Secretariat Buildings, Hyderabad.

...RESPONDENTS

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 appropriate Writ, Order or Direction, more in the nature of Writ of Mandamus declaring the action of the 1st Respondent in seeking to collect Rs.500/- per student towards one time Admission/Registration/Recognition Fees as well as Common Services Fees of Rs.1500/- per annum from the 2nd Petitioner in respect to its students pursuing BE/ B.Tech., ME/M.Tech., M.B.A., and M.C.A. courses for the academic year 2013-14 & 2014-15, and the further action of the 2nd Respondent in not excluding Private Autonomous Colleges like the 2nd Petitioner from paying Rs.500/- per student towards one time Admission/Registration/Recognition Fees as well as Rs.1,500/- per annum per student to the 2nd Respondent towards the aforesaid Common Services Fees as fixed under various G.Os. issued by the 2nd Respondent, as arbitrary, illegal, unjust, violative of the principles of natural justice and violative of the fundamental rights guaranteed under the Constitution of India, and for issuance of consequential directions to the 1st Respondent not to collect onetime Admission/Registration/Recognition Fee and Common Services Fees from the 2nd Petitioner after the grant of Autonomy status by the University Grants Commission on 22.05.2013.



I.A. NO: 1 OF 2015(WPMP. NO: 15217 OF 2015)

2022:TSHC:68754

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to direct the 1st Respondent not to insist on payment of one-time Admission/Registration/Recognition Fee and Common Services Fee collected from the students admitted after grant of Autonomy status by the University Grants Commission on 22.05.2013, pending disposal of the above Writ Petition.

Counsel for the Petitioners: SRI C. SUMON

Counsel for the Respondent No.1: SRI DEEPAK BHATTACHARJEE

**Counsel for the Respondent No.2: ADVOCATE GENERAL for
GP FOR HIGHER EDUCATION**

The Court made the following: ORDER



2022:TSHC:68754

THE HON'BLE Dr. JUSTICE SHAMEEM AKTHER

WRIT PETITION No.11510 of 2015

ORDER:

Heard. Perused the record.

2. Learned counsel for the petitioners submits that the cause in the writ petition does not survive for adjudication and therefore, the writ petition may be dismissed as infructuous.

3. Taking the said submission on record, this writ petition is dismissed as infructuous.

Miscellaneous petitions, if any, pending in this writ petition, shall stand closed. There shall be no order as to costs.

**SD/-I.NAGALAKSHMI
ASSISTANT REGISTRAR**

SECTION OFFICER

//TRUE COPY//

To,

1. Two CCs to the GP for Higher Education, High Court for the State of Telangana. [OUT]
2. One CC to SRI. C SUMON Advocate [OPUC]
3. One CC to SRI DEEPAK BHATTACHARJEE, Advocate [OPUC]
4. Two C.D. Copies.
5. One Spare Copy.

MRC
NPJ

8



2022:TSHC:68754

HIGH COURT

DATED:18/01/2022

ORDER

WP.No.11510 of 2015



DISMISSING THE WRIT PETITION
AS INFRACTUOUS WITHOUT COSTS

7 Copies

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4/2/22