

HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

WEDNESDAY, THE NINTH DAY OF SEPTEMBER
TWO THOUSAND AND TWENTY SIX

:PRESENT:

THE HONOURABLE SMT JUSTICE JUVVADI SRIDEVI

I.A.No. 1 OF 2026

IN

WP NO: 28198 OF 2026

Between

Mr. Palli Konda Manoj, S/o. Pallikonda Bhumesb,

...Petitioner

**(Petitioner in WP NO: 28198 OF 2026
on the file of High Court)**

AND

1. The State of Telangana, Represented by its Principal Secretary, Department of Higher Education, Dr. B.R. Ambedkar Secretariat, Hyderabad.
2. The Telangana State Council of Higher Education, Mahavir Marg, Hyderabad-500028, Represented by it's Secretary.
3. Kaloji Narayana Rao University of Health Sciences, Rep. by its Registrar, Warangal, Telangana.
4. Navodaya College of Physiotherapy, Represented by its Principal, O/o. P.B.No.21, Bhageeratha Colony, Mahabubnagar District, Telangana-509002, Email: navodayapcmbnr@yahoo.co.in

...Respondents

(Respondents in-do-)

Counsel for the Petitioner: SRI SHAKAPURAM RAMESH

Counsel for the Respondent No.1: GP FOR EDUCATION

Counsel for the Respondent No.2: SRI A.P. SURESH (SC)

Counsel for the Respondent No.3: SRI T. SHARAT (SC)

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 Respondent No.4 to forthwith release and hand over to the petitioner his Original Matriculation/10th Class Certificate and Caste Certificate, pending disposal of the above Writ Petition, so as to enable the petitioner to produce the same before the concerned authorities in connection

with the SSB recruitment process, pending disposal of Writ Petition No.28198 of 2026, 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). The Court made the following

ORDER:

This Interlocutory Application is filed seeking a direction to the Respondent No 4 to forthwith release and hand over to the petitioner his Original Matriculation/10th Class Certificate and Caste Certificate, pending disposal of the above Writ Petition, so as to enable the petitioner to produce the same before the concerned authorities in connection with the SSB recruitment process.

Heard Sri Shakapuram Ramesh, learned counsel for the petitioner and Sri T. Sharat, learned Standing Counsel for Kaloji Narayana Rao University of Health Sciences appearing for the respondent No.3.

Learned counsel for the petitioner submits that the petitioner has approached this Court seeking a direction to Respondent No.4--College to return the original educational certificates of the petitioner, which are being retained by the College on the ground of alleged outstanding tuition fee.

Learned counsel submits that the petitioner completed his BPT course in the year 2021 and, thereafter, joined Respondent No.4--College for pursuing MPT in the year 2023. At the time of admission, the petitioner was compelled to deposit all his original educational certificates with Respondent No.4, which acknowledged the custody of the said certificates by issuing a Custodian Certificate dated 17.01.2023 and Receipt No.729 dated 03.01.2023. The original certificates continue to remain in the custody of Respondent No.4.

It is submitted that, during the course of his MPT studies, the petitioner faced severe financial difficulties and, consequently, could not clear the tuition fee pertaining to the second year of the course. The

petitioner does not dispute the existence of the alleged fee liability, if otherwise legally payable, but submits that Respondent No.4 cannot retain his original educational certificates as a means of coercing or compelling him to discharge the alleged outstanding dues.

Learned counsel further submits that the petitioner has now secured an opportunity to participate in the recruitment process conducted by the Sashastra Seema Bal (SSB) for the post of Head Constable (Physiotherapy Assistant). Pursuant to the recruitment notification, the petitioner has been issued an E-Admit Card bearing Roll No.5240931656 and is required to appear for the Physical Efficiency Test/Physical Standard Test scheduled to be conducted on 16.09.2026. As per the recruitment conditions, the petitioner is specifically required to produce his original Matriculation/10th Class Certificate and Caste Certificate at the time of the Physical Standard Test/Physical Efficiency Test and/or document verification.

It is contended that the petitioner has already approached Respondent No.4 and requested return of his original certificates, particularly the original 10th Class Certificate and Caste Certificate, explaining the urgency and the fact that the recruitment test is scheduled on 16.09.2026. However, Respondent No.4 has failed and neglected to return the certificates and continues to retain them solely on account of the alleged outstanding fee.

Learned counsel submits that the continued retention of the original certificates is causing serious and irreparable prejudice to the petitioner. If the original Matriculation/10th Class Certificate and Caste Certificate are not made available to the petitioner before the scheduled recruitment test/document verification, he may be prevented from participating in the recruitment process and may consequently lose a valuable opportunity of securing public employment. Such prejudice cannot adequately be compensated in monetary terms.

It is further submitted that the petitioner is not seeking, at this stage, any adjudication regarding the alleged fee liability and is only seeking interim protection of his immediate and legitimate right to obtain possession of his original educational certificates so that he may participate in the recruitment process. The alleged monetary claim of Respondent No.4, if legally sustainable, can always be worked out independently in accordance with law and cannot justify the continued withholding of the petitioner's original educational certificates. It is therefore submitted that the balance of convenience is overwhelmingly in favour of the petitioner, particularly in view of the imminent recruitment test on 16.09.2026. No prejudice would be caused to the respondent No.4 if the original certificates are returned to the petitioner, whereas refusal to grant interim relief would result in grave and irreparable prejudice to the petitioner by depriving him of an opportunity to participate in the recruitment process. Hence, learned counsel for the petitioner prayed for a direction to respondent No.4 to forthwith release and hand over to the petitioner his original educational certificates, particularly the Original Matriculation/10th Class Certificate and Caste Certificate, so as to enable him to produce the same before the concerned authorities in connection with the SSB recruitment process scheduled to be conducted on 16.09.2026.

On the other hand, learned Standing Counsel for the Kaloji Narayana Rao University of Health Sciences appearing for the respondent No.3 opposed for grant of interim order and sought for filing counter in the main Writ Petition.

Having regard to the submissions made by the learned counsel for the petitioner and the learned Standing Counsel appearing for respondent No.3, and upon perusal of the material available on record, it is not in dispute that the petitioner had deposited his original educational certificates with respondent No.4-College at the time of joining the MPT course and that respondent No.4 had issued a

Custodian Certificate dated 17.01.2023 acknowledging custody of the said certificates. The petitioner asserts that the said certificates are presently being retained by respondent No.4 on account of the alleged outstanding tuition fee.

The material placed on record further discloses that the petitioner has been issued an E-Admit Card in connection with the recruitment process conducted by the Sashastra Seema Bal (SSB) for the post of Head Constable (Physiotherapy Assistant) and that the Physical Standard Test/Physical Efficiency Test is scheduled to be conducted on 16.09.2026 at West Bengal. The petitioner is required to produce his original Matriculation/10th Class Certificate and Caste Certificate in connection with the said recruitment process.

In the circumstances, the continued retention of the petitioner's original certificates, particularly the Original Matriculation/10th Class Certificate and Caste Certificate, is likely to cause serious prejudice to the petitioner and may result in his being deprived of an opportunity to participate in the recruitment process. This Court is, therefore, of the considered view that irreparable prejudice would be caused to him if the interim relief is not granted.

Accordingly, there shall be an interim direction to respondent No.4 to forthwith release and hand over to the petitioner his Original Matriculation/10th Class Certificate and Caste Certificate, so as to enable the petitioner to produce the same before the concerned authorities in connection with the SSB recruitment process scheduled on 16.09.2026. The petitioner shall, however, ensure that the said original certificates are produced before the concerned authorities as and when required and shall abide by any further orders that may be passed in the writ petition.

Sd/- A.JAYASREE
ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. The Principal Secretary, Department of Higher Education, Dr. B.R. Ambedkar, State of Telangana, Secretariat, Hyderabad.
2. The Secretary, Telangana State Council of Higher Education, Mahavir Marg, Hyderabad-500028.
3. The Registrar, Kaloji Narayana Rao University of Health Sciences, Warangal, Telangana.
4. The Principal, Navodaya College of Physiotherapy, O/o. P.B.No.21, Bhageeratha Colony, Mahabubnagar District, Telangana-509002, Email: navodayapcmbr@yahoo.co.in [RR 1 to 4 by SPAD]
5. One CC to Sri. SHAKAPURAM RAMESH, Advocate [OPUC].
6. Two CCs to GP FOR EDUCATION, High Court for the State of Telangana, at Hyderabad [OUT].
7. One spare copy.

HIGH COURT

JS, J

DATED: 09-09-2026

NOTE: LIST ON 27.10.2026

ORDER

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IN
WP NO: 28198 OF 2026

INTERIM DIRECTION

