

(SHOW CAUSE NOTICE BEFORE ADMISSION)**IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI****(Special Original Jurisdiction)**

TUESDAY, THE FIRST DAY OF DECEMBER TWO THOUSAND AND TWENTY

:PRESENT:**THE HONOURABLE SMT JUSTICE KONGARA VIJAYA LAKSHMI
WRIT PETITION NO: 22601 OF 2020****Between:**

Sree Veerabrahmendra Junior College Committee, BrahmangariMattam (Regd. No. 60/1980), H.No.11-245, Near TGP Colony, Somireddypalli Village, Brahmamgare Mattam Mandal, Y.S.R.Kadapa District, Andhra Pradesh, Rep. by its Committee Member, Sreeyapureddy Sreenivasula Reddy.

Petitioner**AND**

1. The State of Andhra Pradesh, Rep. by its Principal Secretary, Higher Education, Secretariat Buildings, Secretariat, Velagapudi, Guntur District, Andhra Pradesh.
2. The State of Andhra Pradesh, Rep. by its Principal Secretary, School Education (Intermediate Education), Secretariat Buildings, Secretariat, Velagapudi, Guntur District, Andhra Pradesh.
3. The Andhra Pradesh, State Council of Higher Education, Rep. by its Chairman, 3rd 4th and 5th Floors, Neeladri Towers, Sri Ram Nagar, 6th Battalion Road, Atmakur Village, Mangalagiri Mandal, Guntur District-522503, Andhra Pradesh.
4. The Board of Intermediate Education, Rep. by its Secretary, D.No. 48-18-2/A, Nagarjuna Nagar Colony, Opp- NTR Health University, Vijayawada-520008.
5. The Yogi Vemana University Kadapa, Rep. by its Registrar Kadapa, Y.S.R. Kadapa District, Andhra Pradesh.
6. The Regional Inspection Officer, Board of Intermediate Education Kadapa, YSR Kadapa District, Andhra Pradesh.
7. Sree Veerabrahmendra Educational Society, Door No- 8-19, Dowlthapuram Chennuru Mandal, Kadapa District, Rep. by its Correspondent, S.K. Valli.

Respondents

WHEREAS the Petitioner above named through its Advocate Sri.Polisetty Radha Krishna 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 appropriate Writ, Order or Direction more particularly one in the nature of Writ of Mandamus declaring the proceedings No. YVU-NDC-1501/APSCH/AC/NDC-2015-16, dt.27.06.2015 of the 3rd respondent in granting permission for Sree Venkateswara Degree College, 7-306-1 Mallepalle Road, Somireddy Palli Village, BrahmangariMattam Mandal, YSR Kadapa District and proceedings in Center No. 12318 of Sree Venkateswara Junior College, 7/306-1, Opp-SBI, Somireddy Palli Village, YSR Kadapa District, of the 4th respondent, as both are running at APSRTC Vijayawada, Viswabrahmana Annadana Chowltry, Door No- 6/149, Opp- SBI, Somireddy Palli, Somireddy Palli Village, BrahmangariMattam Mandal, YSR Kadapa District, Andhra Pradesh, as illegal, arbitrary and contrary to the Education Act and consequently set aside the permissions granted in favour of 7th respondent in the name of Sree Venkateswara Degree College and Junior College;

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of Sri.Polisetty Radha Krishna Advocate for the Petitioner, learned Government Pleader for Education for Respondent Nos.1 and 2, Ms.Prineeta, learned Standing Counsel for Respondent No.3, and of Ms.Elipse Shanti Sree, Standing Counsel for Respondent Nos.4 & 6, 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, Higher Education, State of Andhra Pradesh, Secretariat Buildings, Secretariat, Velagapudi, Guntur District, Andhra Pradesh.
2. The Principal Secretary, School Education (Intermediate Education), State of Andhra Pradesh, Secretariat Buildings, Secretariat, Velagapudi, Guntur District, Andhra Pradesh.
3. The Chairman, Andhra Pradesh, State Council of Higher Education, 3rd 4th and 5th Floors, Neeladri Towers, Sri Ram Nagar, 6th Battalion Road, Atmakur Village, Mangalagiri Mandal, Guntur District-522503, Andhra Pradesh.
4. The Secretary, Board of Intermediate Education, D.No. 48-18-2/A, Nagarjuna Nagar Colony, Opp- NTR Health University, Vijayawada-520008.
5. The Registrar, Yogi Vemana University Kadapa, Kadapa, Y.S.R. Kadapa District, Andhra Pradesh.
6. The Regional Inspection Officer, Board of Intermediate Education Kadapa, YSR Kadapa District, Andhra Pradesh.
7. S.K. Valli, Correspondent, Sree Veerabrahmendra Educational Society, Door No- 8-19, Dowlthapuram Chennuru Mandal, Kadapa District.

are directed to show cause either appearing in person or through an Advocate, 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 before 15.12.2020, on which date the case stands posted for hearing.

IA NO: 1 OF 2020

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 4th and 5th respondents not to allot any students for Degree Course and Intermediate Course in Sree Venkateswara Degree College, 7-306-1, of Somireddy Palli Village and Sree Venkateswara Junior College, 7/306-1 of Somireddy Palli Village, BrahmagiriMattam Mandal, YSR Kadapa District, Andhra Pradesh for the academic year 2020-21, pending disposal of the Writ Petition, pending disposal of WP No. 22601 of 2020, on the file of the High Court.

THE COURT MADE THE FOLLOWING ORDER:

Notice before admission.

Learned Government Pleader for Education takes notice on behalf of respondent Nos.1 and 2.

Ms.Prineeta, learned Standing Counsel takes notice on behalf of respondent No.3.

Ms.Elipse Shanti Sree, learned Standing Counsel takes notice on behalf of respondent Nos.4 and 6.

All the counsel seek time to get instructions.

Counsel for the petitioner is permitted to take out personal notice on respondent Nos.5 and 7 by registered post acknowledgement due and file proof of service.

List on 15.12.2020.

//TRUE COPY//

Sd/-K. TATARAO
ASSISTANT REGISTRAR

For ASSISTANT REGISTRAR

To,

1. The Principal Secretary, Higher Education, State of Andhra Pradesh, Secretariat Buildings, Secretariat, Velagapudi, Guntur District, Andhra Pradesh.
2. The Principal Secretary, School Education (Intermediate Education), State of Andhra Pradesh, Secretariat Buildings, Secretariat, Velagapudi, Guntur District, Andhra Pradesh.
3. The Chairman, Andhra Pradesh, State Council of Higher Education, 3rd 4th and 5th Floors, Neeladri Towers, Sri Ram Nagar, 6th Battalion Road, Atmakur Village, Mangalagiri Mandal, Guntur District-522503, Andhra Pradesh.
4. The Secretary, Board of Intermediate Education, D.No. 48-18-2/A, Nagarjuna Nagar Colony, Opp- NTR Health University, Vijayawada-520008.
5. The Registrar, Yogi Vemana University Kadapa, Kadapa, Y.S.R. Kadapa District, Andhra Pradesh.
6. The Regional Inspection Officer, Board of Intermediate Education, Kadapa, YSR Kadapa District, Andhra Pradesh.
7. S.K. Valli, Correspondent, Sree Veerabrahmendra Educational Society, Door No- 8-19, Dowlthapuram Chennuru Mandal, Kadapa District. (1 to 7 by RPAD- along with a copy of petition and affidavit)
8. One CC to Sri.Polisetty Radha Krishna Advocate [OPUC]
9. Two CCs to GP for Education, High Court Of Andhra Pradesh. [OUT]
10. One CC to Ms.Elipse Shanti Sree, Standing Counsel (OPUC)
11. One CC to Ms.Parineeta, Standing Counsel (OPUC)
12. One spare copy

SRL

HIGH COURT

KVLJ

DATED:01/12/2020

NOTE: LIST ON 15.12.2020

NOTICE BEFORE ADMISSION

WP.No.22601 of 2020

DIRECTION

