

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

MONDAY, THE TWENTY EIGHTH DAY OF MARCH
TWO THOUSAND AND TWENTY TWO

PRESENT
THE HON'BLE SRI JUSTICE A. RAJASHEKER REDDY
AND
THE HON'BLE SRI JUSTICE SAMBASIVARAO NAIDU

WRIT PETITION NO: 15938 OF 2022

Between:

Omer Al Noor, S/o. Mohd Ghouse Pasha, Aged about 21 years, Occ Student,
R/o, 19-4-279/S/49, Nawab Sahab Kunta, Falaknuma, Hyderabad-500053.

...PETITIONER

AND

1. The State of Telangana, Represented by its Principal Secretary, Medical and Health Family Welfare Department, Secretariat Buildings, Hyderabad
2. Kaloji Nararayana Rao University of Health Sciences, Represented by its Registrar, Warangal.

...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 a Writ, Order or Direction more particularly one in the nature of Writ of Mandamus by declaring the action of the Respondent No. 2 in not considering Petitioner for Mop-Up counseling for admission into MBBS/BDS Degree/Diploma courses for the academic year 2021-22 under B and C/NRI Category Management Quota, Stating that the Petitioner Not Uploaded Allotment Letter and not reported to the allotted College, as illegal, arbitrary, unconstitutional and consequently direct the Respondent No. 2 to allow the petitioner for Mop-Up counseling for admission into MBBS/BDS Degree / Diploma courses under B and C/NRI Category Management Quota, for the academic year 2021-22.

IA NO: 1 OF 2022

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 Respondent No.2 to consider and allow the petitioner for Mop-Up counseling for admission into MBBS/BDS Degree/ Diploma courses under B and C/NRI Category Management Quota, the academic year 2021-22, pending disposal of the main Writ Petition.

Counsel for the Petitioner: SRI ABDUL KABEER

Counsel for the Respondent No.1: GP FOR MEDICAL, HEALTH & FAM.WELFARE

Counsel for the Respondent No.2: SRI A.PRABHAKAR RAO, SC for KNRU

The Court made the following: ORDER

THE HON'BLE SRI JUSTICE A.RAJASHEKER REDDY
AND
THE HON'BLE SRI JUSTICE SAMBASIVARAO NAIDU

W.P.NO.15938 OF 2022

O R D E R (Per the Hon'ble Sri Justice A.Rajasheker Reddy)

Assailing the action of 2nd respondent – Kaloji Narayana Rao University of Health Sciences, Warangal represented by its Registrar, in not considering the case of the petitioner for counseling and admission into MBBS / BDS / Diploma courses for the academic year 2021-22 under Management Quota – B and C (NRI) Categories, the present writ petition is filed.

Learned counsel for the petitioner submits that the *lis* in the present writ petition is squarely covered by the order passed by this court in W.P.Nos.8410 of 2022 dated 15.02.022 and hence similar order may be passed.

Sri A.Prabhakar Rao, learned Standing Counsel appearing for 2nd respondent – University does not dispute the same, but submits that 2nd respondent – University is in the process of issuing notification at any time before 31.03.2022, and if the petitioner is able to register before issuance of notification, the case of the petitioner will be considered in accordance with law.

Heard Learned Government Pleader for Medical and Health, and Family Welfare for the 1st respondent.

Having regard to the facts and circumstances of the case and the submissions of the learned counsel, and the order of this court referred to above, the present writ petition is disposed of as under:

"The petitioner is permitted to approach the 2nd respondent and submit his application along with original certificates by paying Rs.6,300/- (Rupees six thousand three hundred only) towards registration charges and Rs.7,500/- (Rupees seven thousand five hundred only) towards service provider charges immediately or within two days.

If the petitioner's application is registered before issuance of notification, the 2nd respondent shall consider the case of the petitioner under Management Quota - B and C (NRI) categories, as the case may be, for the academic year 2021-22 for admission into MBBS / BDS / Diploma courses in the upcoming / mop-up counseling in accordance with law, and take necessary action thereon."

Interlocutory applications pending, if any, shall stand closed.

No order as to costs.

//TRUE COPY//

Sd/- K.ONESIM
ASSISTANT REGISTRAR


SECTION OFFICER

To,

1. The Registrar, Kaloji Nararayana Rao University of Health Sciences, Warangal.
2. Two CCs to the GP for Medical, Health & Fam.Welfare, High Court for the State of Telangana. [OUT]
3. One CC to SRI. ABDUL KABEER Advocate [OPUC]
4. One CC to SRI A.PRABHAKAR RAO, SC for KNRU [OPUC]
5. Two C.D. Copies.
6. One Spare Copy.
MRC



HIGH COURT

DATED:28/03/2022

ORDER

WP.No.15938 of 2022



DISPOSING OF THE WRIT PETITION
WITHOUT COSTS

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MEMO
28/3/2022