

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

**TUESDAY, THE TWENTY FIRST DAY OF JUNE
TWO THOUSAND AND TWENTY TWO**

PRESENT

THE HONOURABLE DR. JUSTICE G.RADHA RANI

WRIT PETITION NO: 21001 OF 2022

Between:

Bethi Balanarsimha, s/o Chinnavenkaiah, aged about 32 years, Occ:Law Practitioner, R/o H.No.1-6-792, Azar Galli, Ramnagar, Hyderabad -500020

...PETITIONER

AND

1. The Union of India, Rep. by its Secretary, Ministry of Human Resources Development (HRD), New Delhi.
2. The Kendriya Vidyalaya, Rep. by Regional Co-ordinator, Regional Centre at Picket Hyderabad.
3. The Kendriya Vidyalaya, Rep. by Commissioner, 18-Institutional Area, Shaheed Jeet Singh Marg, New Delhi-110016

...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 of an appropriate writ order or direction, preferably in the nature of writ of mandamus declaring the inaction of the Respondent No.2 in not considering Class I admission application form bearing login/application No. 22230159517 dated 22.03.2022 of petitioners son namely Bethi Gagan Deep S/o Bethi Balanarsimha, aged about 6 years, R/o Hyderabad, in Respondent No.2 School arbitrary, illegal, violative of Petitioner's fundamental rights more particularly as enshrined under Article 14, 19 and 21A of Constitution of India and violative of principles of natural justice and on such declaration consequently be pleased to direct the Respondent No.2 to consider the application form bearing application No.22230159517 dated 22.03.2022 submitted by the Petitioner for admission in class I in Respondent No.2 School in the interest of justice.

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 stay the Class I admission process in Respondent No.2 for the academic year 2022-2023 pending disposal of this present writ petition in the interest of justice.

IA NO: 2 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 the Class I admission application bearing No.22230159517 dated 22.03.2022 for the academic year 2022-2023 of the petitioner's son Bethi Gagan Deep, aged 6 years pending disposal of this present writ petition in the interest of justice.

Counsel for the Petitioner: SRI. APURVA M GOKHALE

Counsel for the Respondents: SRI NAMAVARAPU RAJESHWAR RAO (ASSGI)

The Court made the following: ORDER

HONOURABLE DR.JUSTICE G.RADHA RANI

WRIT PETITION No.21001 OF 2022

ORDER:

Learned counsel for the respondents submitted that the matter would not survive and the learned counsel for the petitioner sought permission of this Court to withdraw the writ petition with a liberty to file a fresh writ petition if advised so on the admissions.

Permission accorded.

Accordingly, the writ petition is dismissed as withdrawn with a liberty to file a fresh writ petition if advised so on the admissions. There shall be no order as to costs.

Miscellaneous petitions, if any, pending shall stand closed.

**SD/- K. VENKAIAH
ASSISTANT REGISTRAR**

//TRUE COPY//

GD 10/9/22
SECTION OFFICER

To,

1. One CC to SRI. APURVA M GOKHALE Advocate [OPUC]
2. One CC to SRI. NAMAVARAPU RAJESHWAR RAO(ASSGI) Advocate [OPUC]
3. Two CD Copies.
4. One Spare Copy.

GB
GJP

12/11

HIGH COURT

DATED:21/06/2022

ORDER

WP.No.21001 of 2022



**DISMISSING THE WP
AS WITHDRAWN
WITHOUT COSTS.**

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16/8/22
Hvt