

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

**MONDAY, THE TWENTY EIGHTH DAY OF OCTOBER
TWO THOUSAND AND TWENTY FOUR**

PRESENT

THE HONOURABLE THE CHIEF JUSTICE ALOK ARADHE

THE HONOURABLE SRI JUSTICE J SREENIVAS RAO

WRIT PETITION NO: 21228 OF 2023

Between:

Lokkoju Omkari Eswari, D/o Sudharshan Rao Age 18 years, Occ. Student, R/o. Burgampahad, Khammam, Telangana 507114.

...PETITIONER

AND

1. The State of Telangana, Rep. by its Secretary Medical Health and Family Welfare (C1) Department Secretariat, Hyderabad.
2. The Registrar, Kaloji Narayana Rao University of Health and Sciences Telangana State, Warangal.
3. The Director of Medical Education, Telangana State, Hyderabad.
4. The Director, Sainik Welfare Department Telangana State, Hyderabad.
5. The Director, National Cadets Corps (NCC) Head Office at New Delhi.
6. The Director, National Cadets Corps (NCC) Andhra Pradesh and Telangana State Secunderabad.

...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 particularly one in the nature of Writ of Mandamus, to quash part of the G.O. M.S. No. 75 dt. 04.07.2023, pertaining to NCC candidates/student admissions into MBBS and BDS courses issued by the respondent no. 1, as illegal, arbitrary, colorable exercise of power and contrary to article 14 and 21 of constitution beside violation of principle of natural justice and consequently direct to restore 1percentage NCC quota for admission into MBBS and BDS courses.

IA NO: 1 OF 2023

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/university to stay on admission process of MBBS and BDS courses only in respect of NCC candidates/students, pending disposal of the main Writ Petition.

Counsel for the Petitioner : SRI ZULFAQUAR ALAM

Counsel for the Respondent No.1&3 : GP FOR MEDICAL HEALTH FW

**Counsel for the Respondent Nos.2 : SRI A.PRABHAKAR RAO,
SC FOR KNRUHS**

Counsel for the Respondent Nos.4to6 : --

The Court made the following: ORDER

THE HON'BLE THE CHIEF JUSTICE ALOK ARADHE

AND

THE HON'BLE SRI JUSTICE J.SREENIVAS RAO

Writ Petition No.21228 of 2023

ORDER: (Per the Hon'ble the Chief Justice Alok Aradhe)

None for the petitioner.

Mr. T.Ramesh, learned Assistant Government Pleader for Health, Medical and Family Welfare Department appears for respondent No.1.

Mr. A.Prabhakar Rao, learned Standing Counsel for Kaloji Narayana Rao University of Health Sciences appears for respondent No.2 (for short 'the University').

2. In this writ petition, the petitioner has prayed for the following relief:

“For the reasons stated in the accompanying affidavit, it is prayed that this Court may be pleased to issue an appropriate writ, order or direction, more particularly one in the nature of writ of mandamus to quash part of the G.O.Ms. No.75 dt.04.07.2023, pertaining to NCC candidates/student admissions into MBBS and BDS courses issued by the respondent No.1 as illegal, arbitrary, colorable exercise of power and contrary to Articles 14 and 21 of constitution

beside violation of principle of natural justice and consequently direct to restore 1% NCC quota for admission into MBBS and BDS courses to grant such other relief or reliefs as this Court deems fit and proper in the circumstances of the case.”

3. The petitioner is seeking relief of admission to MBBS course for the academic year 2023-24.

4. The academic year 2023-24 is over. No interim relief was granted to the petitioner. Therefore, at this point of time, it is not possible to grant any relief to the petitioner. However, the issue of validity of G.O.Ms.No.75 dated 04.07.2023, is kept open to be agitated in an appropriate proceeding.

5. The Writ Petition is, accordingly, disposed of. No costs.

As a sequel, miscellaneous petitions, pending if any, stand closed.

**SD/-A.V.S. PRASAD
ASSISTANT REGISTRAR**

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SECTION OFFICER

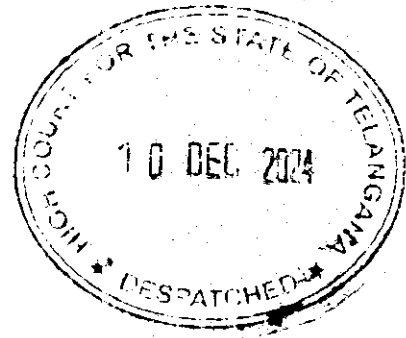
To,

1. The Secretary Medical Health and Family Welfare (C1) Department Secretariat, State of Telangana, Hyderabad.
2. The Registrar, Kaloji Narayana Rao University of Health and Sciences Telangana State, Warangal.
3. The Director of Medical Education, Telangana State, Hyderabad.
4. The Director, Sainik Welfare Department Telangana State, Hyderabad.
5. The Director, National Cadets Corps (NCC) Head Office at New Delhi.
6. The Director, National Cadets Corps (NCC) Andhra Pradesh and Telangana State Secunderabad.
7. One CC to SFI ZULFAQUAR ALAM, Advocate. [OPUC]
8. Two CCs to GP FOR MEDICAL HEALTH FW, High Court for the State of Telangana. [CUT]
9. One CC to SFI A.PRABHAKAR, SC for Kaloji Narayan Rao University of Health Sciences, Warangal. [OPUC]
10. Two CD Copies.

BSK
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HIGH COURT

DATED:28/10/2024



ORDER

WP.No.21228 of 2023

**DISPOSING OF THE WRIT PETITION
WITHOUT COSTS**

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