

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

**TUESDAY, THE TWENTY SECOND DAY OF SEPTEMBER
TWO THOUSAND AND TWENTY SIX**

PRESENT

THE HONOURABLE SMT JUSTICE JUVVADI SRIDEVI

WRIT PETITION NO: 23426 OF 2026

Between:

Done Shabari Priya, D/o: Done Sadanand, Aged 18 years, Occ: Student R/o H
No 10-45 BoathBuzurg village Adilabad District - 504304

...PETITIONER

AND

1. Kaloji Narayana Rao University of Health Sciences, Rep by its Registrar Warangal Telangana State
2. Guru Nanak Homoeopathic Medical College and Hospital, Rep by its Principal Ibrahimpatnam RR District Hyderabad 501506
3. The State of Telangana, Represented by its Principal Secretary Medical Health and Family Welfare Department Secretariat Hyderabad
4. Ayush Admissions Central Counseling Committee (AACCC),, Ministry of Ayush, Government of India, Rep. by its Director.

Respondent no. 4 is impleaded as per C.O.dt.27.07.2026 in IA No.2/2026

...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 and Declaration thereby Declare the issuance of impugned letter bearing Lr No. 8820/KNRUHS/BHMS Admissions/2025-2026 dated 23-01-2026 by the Respondent No 1 thereby cancelling the admission of the Petitioner in Respondent No 2

college as illegal arbitrary violative of Article 14 of the Constitution of India breach of doctrine of Legitimate Expectation and contrary to its own allotment letter dated 27-10-2025 and Consequently set-aside the impugned Lr No 8820/KNRUHS/BHMS Admissions/2025-2026 dated 23-01-2026 OR alternatively direct the Respondent No 2 to refund the total tuition fees of Rs 332000/- (Rupees Three Lakhs and Thirty two thousand only) along with direction to the Respondent No 1 to pay compensation of Rs 5000000/- (Rupees Fifty lakhs only) to the Petitioner as per the principles laid down by the Honble Supreme Court in Manoj Kumar v Union of India (2024) 3 SCC 563.

I.A. NO: 1 OF 2026

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 suspend the impugned letter bearing Lr No 8820/KNRUHS/BHMS Admissions/2025-2026 dated 23-01-2026 by the Respondent No 1 by reallotting seat to the Petitioner in Respondent No 2 college pending the disposal of the present Writ petition.

Counsel for the Petitioner: SRI BAGLEKAR AKASH KUMAR

**Counsel for the Respondent No.1: SRI T. SHARATH , SC FOR KALOJI
NARAYANA RAO UNIVERSITY OF HEALTH SCIENCES**

Counsel for the Respondent No.2: SRI T.V.V CHAKRAPANI

**Counsel for the Respondent No.3: AGP FOR MEDICAL HEALTH AND FAMILY
WE4LFARE DEPARTMENT**

**Counsel for the Respondent No.4: MS. UDAYA SREE SADASIVUNI,
REPRESENTING THE OFFICE OF THE DEPUTY SOLICITOR GENERAL OF INDIA**

The Court made the following: ORDER

IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD

THE HONOURABLE SMT. JUSTICE JUVVADI SRIDEVI

WRIT PETITION No.23426 of 2026
(CNR No. HBHC010480642026)

DATED: 22ND SEPTEMBER, 2026

BETWEEN:

Done Shabari Priya

...Petitioner

AND

Kaloji Narayana Rao University of Health Sciences and three others

...Respondents

ORDER:

This Writ Petition is filed by the petitioner seeking the following relief:

"to issue an appropriate writ order or direction more particularly one in the nature of Writ of Mandamus and Declaration thereby Declare the issuance of impugned letter bearing Lr No 8820/KNRUHS/BHMS Admissions/20252026 dated 23.01.2026 by the Respondent No 1 thereby cancelling the admission of the Petitioner in Respondent No 2 college as illegal arbitrary violative of Article 14 of the Constitution of India breach of doctrine of Legitimate Expectation and contrary to its own allotment letter dated 27102025 and Consequently set aside the impugned Lr.No. 8820/KNRUHS/BHMS Admissions/2025-2026 dated 23.01.2026 OR alternatively direct the Respondent No 2 to refund the total tuition fees of Rs 3,32,000/ Rupees Three Lakhs and Thirty two thousand only along with direction to the Respondent No 1 to pay compensation of Rs 50,00,000/ Rupees Fifty lakhs only to the Petitioner as per the principles laid down by the Honble Supreme Court in Manoj Kumar v Union of India (2024) 3 SCC 563 and pass such other order"

02. Heard Sri Baglekar Akash Kumar, learned counsel for the petitioner; Sri T. Sharath, learned Standing Counsel for Kaloji Narayana Rao University of Health Sciences for respondent No.1; Sri T.V.V. Chakrapani, learned counsel for respondent No.2; and the learned Assistant Government Pleader for Medical, Health and Family Welfare, for respondent No.3 and Ms. Udaya Sree Sadasivuni, learned counsel representing the Office of Deputy Solicitor General of India for respondent No.4. Perused the record.

03. The petitioner was allotted a seat in the respondent No.2-college under the Management Quota pursuant to the allotment letter dated 27.10.2025 issued by respondent No.1. It is not in dispute that, pursuant to the said allotment, the petitioner paid a sum of Rs.3,32,000/- towards tuition fee and was permitted to pursue the course. Subsequently, respondent No.1 vide the impugned proceedings dated 23.01.2026, cancelled the admission of the petitioner on the ground that she had secured 128 marks in NEET instead of the required 144 marks.

04. Learned counsel for the petitioner, while fairly stating that the petitioner had secured 128 marks in NEET, submitted that the petitioner was allotted the seat by the respondent No.1 itself vide allotment letter dated 27.10.2025 and, acting upon the said allotment, she paid the entire tuition fee of Rs.3,32,000/-. Since the

admission was subsequently cancelled by the respondent No.1, the petitioner cannot be made to suffer the financial consequence of the mistake, if any, committed by the respondents in granting the allotment and permitting her to join the course. He therefore sought a direction to the concerned respondents to refund the entire tuition fee paid by the petitioner.

05. Learned Standing Counsel appearing for respondent No.1, learned counsel appearing for respondent No.2 and the learned Assistant Government Pleader do not dispute that the petitioner was initially allotted a seat in respondent No.2-college and that her admission was subsequently cancelled by respondent No.1 on account of her NEET score. They have left the matter to the discretion of this Court for passing appropriate orders.

06. Having regard to the aforesaid facts and circumstances, this Court is of the view that, once the petitioner was allotted the seat by respondent No.1 itself and was permitted to secure admission in respondent No.2-college pursuant thereto, and the petitioner paid a sum of Rs.3,32,000/- towards tuition fee, the petitioner ought not to be deprived of the amount paid by her when her admission was subsequently cancelled by the respondents. The cancellation of admission, irrespective of the justification for such

cancellation, cannot result in unjust enrichment of the institution by retaining the amount paid towards tuition fee for a seat which the petitioner was ultimately not permitted to continue.

07. In that view of the matter, without expressing any opinion on the validity or otherwise of the impugned proceedings dated 23.01.2026 insofar as the cancellation of the petitioner's admission is concerned, this Court deems it appropriate to direct respondent No.2 to refund to the petitioner the entire tuition fee of Rs.3,32,000/- (Rupees Three Lakhs Thirty-Two Thousand only) paid by her pursuant to the allotment/admission, within a period of six (06) weeks from the date of receipt of a copy of this order.

08. Accordingly, this writ petition is disposed of. There shall be no order as to costs.

As a sequel, miscellaneous applications, if any, pending shall stand closed.

SD/- A.JAYASREE
ASSISTANT REGISTRAR



//TRUE COPY//

SECTION OFFICER

One Fair Copy to the Hon'ble SMT. JUSTICE JUVVADI SRIDEVI
(For His Lordships kind perusal)

To,

1. The Registrar Kaloji Narayana Rao University of Health Sciences, Warangal
Telangana State
2. The Principal Guru Nanak Homoeopathic Medical College and Hospital,
Ibrahimpatnam RR District Hyderabad 501506

3. The Principal Secretary The State of Telangana, Medical Health and Family Welfare Department Secretariat Hyderabad
4. The Director, Ayush Admissions Central Counseling Committee (AACCC),, Ministry of Ayush, Government of India.
5. 4 LR Copies
6. The Under Secretary, Union of India, Ministry of Law, Justice and Company Affairs, New Delhi.
7. The Secretary, Telangana Advocates Association, Library, High Court Buildings, Hyderabad.
8. One CC to Sri Baglekar Akash Kumar, Advocate [OPUC]
9. One CC to Sri T. Sharath, SC for Kaloji Narayana Rao University of Health Sciences [OPUC]
10. One CC to Sri T.V.V. Chakrapani, Advocate[OPUC]
11. Two CC's to GP for Medical Health Family Welfare Department, High Court for the State of Telangana, at Hyderabad[OPUC]
12. One CC to Sri N. Bhujanga Rao, Deputy solicitor General of India[OPUC]
13. Two CD Copies

TJ
PSK

OBM

HIGH COURT

DATED: 22/09/2026



ORDER

WP.No.23426 of 2026

**DISPOSING OF THE WRIT PETITION
WITHOUT COSTS.**

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OBA
24-9-26.