

THE HON'BLE SRI JUSTICE CHALLA KODANDA RAM

WRIT PETITION No.3875 of 2009

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ORDER:

This Writ Petition was filed challenging the proceedings issued by the respondent University with regard to payment of University Infrastructure fee.

Heard learned counsel for the petitioner and
Sri Mantha Srinivas, learned Standing Counsel for the University.

When the matters are taken up for hearing, learned counsel for both the parties have placed on record a common judgment dated 04.09.2012 passed by this Court in Writ Petition No.26798 of 2010 and batch wherein this Court had held:

“For the above mentioned reasons, the levy and collection of the admission/registration/recognition /University Services Fee prescribed by respondent No.2-University in pursuance of its Executive Council's Resolution No.5.07, dated 20.3.2010, is not legally enforceable and the same is not binding on the Educational Institutions imparting the B.Ed. course and the students pursuing the said course. If the University has collected any fees, the same shall be refunded to the respective Institutions with the direction that the fees so refunded shall be paid back by the Institutions to the students and submit proof of such refund to it. If any Institution does not show such proof, the University shall be entitled to take appropriate action in accordance with law against such Institution. If any Institution has paid the fees to the University without collecting the same from the students, they can approach the University by making appropriate representation and if the latter is satisfied that the Institutions have not collected fees from the students, it shall not insist on such Institutions to refund such fees to their students.

Subject to the above directions, the Writ Petitions are allowed.”

In the light of the above judgment, this Writ Petition is also allowed.

Miscellaneous Petitions, if any pending in these Writ Petitions shall stand closed. There shall be no order as to costs.

CHALLA KODANDA RAM, J

Date:09.11.2015

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