THE HON'BLE SRI JUSTICE CHALLA KODANDA RAM

WRIT PETITION No. 43290 OF 2016

O R D E R:

This Writ Petition is filed seeking a *mandamus* to declare the action of the 2nd respondent in not allotting the students for the courses viz. Diploma in Dialysis Technician, Diploma in Anesthesia Technician and Diploma in Cathlab Technician for the year 2016-17 though the said courses were recognized, as illegal and arbitrary.

Heard learned counsel for the petitioner Sri Venkat Reddy Chittem as well as learned Advocate General on behalf of the respondents.

Today, this Court, in Writ Petition No. 16610 of 2016 and batch of cases, has dealt with, in detail, the question ***'whether granting of permission by the Para Medical Board for establishing the institutions for offering para-medical courses without there being sanction/permission /essentiality certificate from the government under Section 20 of the A.P. Education Act, 1982, is legal and valid*** and answered the same in affirmative. It has been held therein that the Para Medical Board is competent in all respects to grant approval for establishment of institutions and also authorize offering of new courses. A direction was also issued to the respondents to allow the petitioner institutions for the purpose of admission of students into para medical courses and allow them to offer the courses, which, ultimately, lead to grant of approved certificates.

It has been further observed that, considering the fact that on account of pendency of the Writ Petitions, some of the eligible institutions could not make admissions for the academic year

2017-18 and considering the fact that, no interim orders were passed, in fairness, the said institutions shall be given an opportunity to make admissions, for which purpose, the respondents shall consider issuing notification in terms of the Rules and such exercise shall be completed within 15 days from today. It is clarified that the respondents shall be at liberty to take action with respect to the institutions, which have not complied with the formalities like obtaining registration/permissions, as required in terms of Sections 17 and 24, as may be applicable.

In the facts and circumstances of the present case and in view of the order passed in the above Writ Petition, this Writ Petition is also allowed, in terms thereof. No costs.

Consequently, the miscellaneous Applications, if any shall stand closed.

CHALLA KODANDA RAM, J

05th October 2017

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