

**IN THE HIGH COURT OF JUDICATURE AT HYDERABAD
FOR THE STATE OF TELANGANA AND THE STATE OF
ANDHRA PRADESH**

**HON'BLE SRI JUSTICE V.RAMASUBRAMANIAN
AND
HON'BLE SMT JUSTICE KONGARA VIJAYA LAKSHMI**

W.P.No.22520 of 2018

Date: 02-07-2018

#Between:

Penta Gomji Rao, S/o Surya Rao, aged
About 19 years, Occ: Student,
R/o Flat No.302, 2nd floor, Sri Vijaya Lakshmi
Residency, NGGO's Colony, Akkayyapalem,
Near GVMC School, Visakhapatnam.

... Petitioner

And

The State of Andhra Pradesh, represented by its
Principal Secretary (Health, Medical & Family
Welfare) Department, Velagapudi, Amaravathi,
Guntur District and another

... Respondents

! Counsel for the Petitioner : Mr. A. Rama Rao

^ Counsel for Respondents : Mr. Taddi Nageswara Rao
G.P. for Medical & Health

HON'BLE SRI JUSTICE V.RAMASUBRAMANIAN

AND

HON'BLE SMT. JUSTICE KONGARA VIJAYA LAKSHMI

W.P.No.22520 of 2018

ORDER: (per V. Ramasubramanian,J)

Heard Mr. A. Rama Rao, learned counsel for the petitioner. Mr. Taddi Nageswara Rao, learned Standing Counsel takes notice for the 2nd respondent University.

2. The petitioner is a meritorious candidate having secured 907 marks out of 1000 marks in Intermediate Examination and also having secured the All India Rank of 62638 and the State Rank of 4003 in NEET. Though the petitioner is academically smart, he is not street smart or worldly wise and hence, he failed to upload his application online, for admission to MBBS/BDS Course for the academic year 2018-19. The reasons for his failure are sought to be explained.

3. The petitioner has now come up seeking a writ of mandamus to direct the 2nd respondent University to permit his to participate in the admission process.

4. Mr. Taddi Nageswara Rao, learned Standing counsel for the 2nd respondent University produced a copy of the schedule for verification of certificates and Web Counseling. The last date for filing of applications was 24-06-2018. The certificates verification commenced from 26-06-2018 and is due to expire on 01-07-2018. The University has given written instructions to the learned Standing Counsel which read as follows:

“The University has issued Notification dt:19-6-2018 for submitting online Applications for admission into MBBS/BDS courses for the Academic Year 2018-19. It was clearly given in the notification for information of students that the same online application will be considered for all the rounds of counseling including MOP-UP Counseling and also

for Stray Vacancies, if any. There is no further notification inviting online applications. Manual applications also will not be accepted. All the selections will be made from the list of applied candidates and who found eligible after verification of original certificates. The selections will be made in all phases from the same list. The university will not issue any further notification inviting applications. The merit list will not be disturbed/changed. No names will be included/inserted to the list of candidates applied/merit list.”

5. In view of the fact that a rigid schedule of timeframe has been fixed by the University and the same is also in the light of the orders of the Supreme Court, it may not really be possible at this stage to redress the grievance of the petitioner fully. But, at the same time, considering the fact that the petitioner is a meritorious candidate having secured 4003 rank in the State, we are of the considered view that without causing hindrance to the entire process and without disturbing the candidates who have already exercised the web options, the application of the petitioner can be received and at least considered in the second round of counseling.

6. Therefore, the writ petition is disposed of directing the 2nd respondent University to facilitate the petitioner to submit her application on or before 02-07-2018 and to explore the possibility of including the petitioner at least in the second round of web counseling.

As a sequel thereto, miscellaneous petitions, if any pending, shall stand dismissed. No order as to costs.

V. RAMASUBRAMANIAN, J

K. VIJAYA LAKSHMI, J

Date: 02-07-2018

Note: Issue C.C. today

B.O./Ksn