

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

**TUESDAY, THE SIXTH DAY OF DECEMBER
TWO THOUSAND AND TWENTY TWO**

PRESENT

**THE HONOURABLE SRI JUSTICE ABHINAND KUMAR SHAVILI
AND
THE HONOURABLE SRI JUSTICE NAMAVARAPU RAJESHWAR RAO**

WRIT PETITION NO: 44001 OF 2022

Between:

Katuri Nuthaneeswar, S/o Sambasiva Rao, Age. 18 Years, Occ. Student, R/o Plot.No.150, Phase-2, Allwyn Colony, Kukatpally Hyderabad

...PETITIONER

AND

1. The State of Telangana, Rep. by its Principal Secretary, Health, Medical and Family Welfare Department, Secretariat, Hyderabad.
2. Kaloji Narayana Rao University of Health Sciences, Represented by its Registrar, Warangal, Telangana.
3. Convener, MBBS/BDS 2022-23, C/o Kaloji Narayana Rao University of Health Sciences, Nizampura, Warangal, Telangana.

...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, declaring the action of the Respondent No.2 in not allowing the Petitioner to upload application for counselling for admission into MBBS/BDS course in Category 'B' in (Phase-III) counseling for the Academic Year 2022-23 in the colleges affiliated to 2nd respondent university as highly illegal, irregular, arbitrary exercise of power and unconstitutional and violative of Article 14 and 21 of the Constitution of India and consequently direct the respondents to consider the petitioners candidature for admission into UG (MBBS) course in Category 'B' for the Academic Year 2022-23

in Phase (III) counselling in the colleges affiliated to 2nd respondent university for the academic year 2022-23.

IA NO: 1 OF 2022

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 2nd respondent to permit the petitioner to participate in the ensuing counseling for admission into UG (MBBS) course UG (MBBS) course in Category 'B' in (Phase-III) counseling for the Academic Year 2022-23 pending disposal of the above writ petition.

Counsel for the Petitioner: SRI. G.SINDHU

Counsel for the Respondent No.1: GP FOR MEDICAL HEALTH AND FAMILY WELFARE

Counsel for the Respondent Nos.2 & 3: SRI. K.PRABHAKARA RAO, SC FOR KNRU

The Court made the following: ORDER

THE HON'BLE SRI JUSTICE ABHINAND KUMAR SHAVILI

AND

THE HON'BLE SRI JUSTICE NAMAVARAPU RAJESHWAR RAO

Writ Petition No.44001 of 2022

ORDER: *(Per Hon'ble Justice Abhinand Kumar Shavili)*

Learned counsel for the petitioner seeks permission of this Court to withdraw the writ petition with liberty to file afresh, if necessary.

2. In view of the same, the writ petition is dismissed as withdrawn with the aforesaid liberty. No costs.

3. As a sequel, miscellaneous applications pending if any in this writ petition, shall stand closed.

//TRUE COPY//

SD/- B. SATYAVATHI
DEPUTY REGISTRAR

SECTION OFFICER

To

1. Two CCs to GP FOR MEDICAL HEALTH AND FAMILY WELFARE, High Court for the State of Telangana, at Hyderabad, [OUT]
2. One CC to SRI. K.PRABHAKARA RAO, SC FOR KNRU [OPUC]
3. One CC to SRI. G.SINDHU, Advocate [OPUC]
4. Two CD Copies

PSK.
GJP

BSR

HIGH COURT

DATED:06/12/2022

ORDER

WP.No.44001 of 2022



Dismissing of The Writ Petition
as Withdrawn Without costs.

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04/01/23