APHC010548422026

IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATI **[3457]**
(Special Original Jurisdiction)

MONDAY, THE 12th DAY OF OCTOBER 2026

PRESENT

THE HONOURABLE SRI JUSTICE HARINATH.N

WRIT PETITION NO: 29868/2026

Between:

1. VIKRAMKUMAR MANDANAKKA, S/O APPARAO, AGED 37 YEARS, OCC LECTURER, R/O 1-9, GANGULURIPAKALU, BIKAVOLU MANDALAM, KAPAVARAM, DR. B.R. KONASEEMA DISTRICT 533 262.
2. YELUBUDI NAGA VENKATA MAHENDRA,, S/O Y. SRINU, AGED 28 YEARS, OCC LECTURER, R/O1-157/4, RAMALAYAM STREET ROAD, RAVULAPADU, ADILAKSHMI AMMA TEMPLE,RAVULAPALEM DR. B.R.KONASEEMA DISTRICT 533 238.

...PETITIONER(S)

AND

1. THE STATE OF ANDHRA PRADESH, REP. BY ITS PRINCIPAL SECRETARY, HIGHER EDUCATION DEPARTMENT, SECRETARIAT BUILDINGS, VELAGAPUDI, AMARAVATHI GUNTUR DISTRICT-522 238.
2. ADIKAVI NANNAYA UNIVERSITY, REP. BY ITS REGISTRAR, RAJA RAJA NARENDRA NAGAR, RAJAMAHENDRAVARAM-533296.
3. THE DEAN, COLLEGE DEVELOPMENT COUNCIL, ADIKAVI NANNAYA UNIVERSITY, RAJA RAJANARENDRA NAGAR, RAJAMAHENDRAVARAM-533 296.
4. SRI YVS AND SRI BRM COLLEGE OF PHYSICAL EDUCATION, REP.BY ITS PRINCIPAL/CORRESPONDENT, MUKTESWARAM, AINAVALLI MANDAL, DR.B.R.A. KONASEEMA DISTRICT-533 211.
5. THE NATIONAL COUNCIL FOR TEACHER EDUCATION, REP. BY ITS MEMBER SECRETARY, G-7, SECTOR-10, DWARAKA, NEW DELHI 110 075.

...RESPONDENT(S):

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 toissue a writ, order or direction more particularly one in the nature of writ of Mandamus, declaring the action of Respondent Nos.2 and 3, in refusing and/or orally declined to consider and ratify the candidature of the Petitioners as teaching faculty of the 4thRespondent College for the academic years 2025-26 and 2026- 27,in the ratification conducted on 09.10.2026, on sole ground of non-possession of NET/APSET qualification, after having ratified their candidature, during the preceding academic years with full knowledge of their educational qualifications and without issuing any prior notice, affording any reasonable opportunity of hearing or passing any written and reasoned order as illegal arbitrary unreasonable disproportionate

and violative of Articles 14 and 21 of the Constitution of India and the principles of natural justice and consequently direct Respondent Nos.2 and 3, to consider and ratify the candidature of the Petitioners for the academic years 2025-26 and 2026-27 by granting them a reasonable period to acquire the requisite NET/APSET qualification as per Hon'ble Supreme Court of India Judgement in Civil Appeal No. 1385/2025 in the case of 'State of Uttar Pradesh Vs Anjumanlshaat-E-Taleem Trust and others' Vide order dt 29.05.2026, in the interest of justice

IA 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 direct the Respondents No.2 and 3 to ratify the Petitioners appointment to the teaching faculty in the ratification process, for the academic years 2025-26 and 2026-27,which was attended by the petitioners on 09.10.2026, and expected to be finalized within 10 days, pending disposal of the above Writ Petition

Counsel for the Petitioner(S):

1. G V SHIVAJI

Counsel for the Respondent(S):

1. GP FOR HIGHER EDUCATION

The Court made the following:

THE HONOURABLE SRI JUSTICE HARINATH.N

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ORDER:

The petitioner is aggrieved by the circular dated 01.10.2026 whereby the staff ratification process has scheduled from 05.10.2026 to 09.10.2026. It is submitted that the staff are required to qualify in TET/NET for ratification in terms of the latest NCTE norms. It is submitted that the petitioner is not qualified for NET/SET/APSET however they have been imparting education without any complaint to their best ability. It is submitted that the petitioner still have substantial service left. However, staff ratification process in terms of the latest NCTE norms would mandate the petitioners to qualify in NET/SET/APSET.

2. Learned counsel for the petitioners also submits that the issue was considered by this Court in Writ Petition No.30764 of 2023 and batch and the learned Single Judge of this Court had considered the observations of the Hon'ble Supreme Court in **Anjuman Ishaat-e-Taleem Trust Vs. State of Maharastra**[1] and others and held that reasonable time ought to be granted for the In-service teachers for qualifying the TET/SET/APSET/NET examination and two years time was granted for in service candidates to qualify in the TET/SET/NET. It is submitted that the petitioner is in-service and as on date non-ratification of their service would render them jobless and their livelihood is at stake.

[1] (2025 Livelaw (SC) 861)

3. Learned Standing counsel for respondent Nos. 2 and 3 submits that the circular dated 01.10.2026 was issued in accordance with the latest NCTE norms dated 03.12.2024 which have mandated the staff ratification process and the staff would have to qualify in the SET/NET examination and any staff who does not qualify the SET/NET examination cannot be considered for staff ratification in terms of the latest circular of NCTE. However, the service of the petitioners is not in dispute.

4. Considering these submissions and considering the order passed by the learned Single Judge in the Writ Petition No.30764 of 2023 and batch, the writ Petition is disposed of by permitting the petitioner to qualify the NET/SET/APSET as and when the said examination is conducted by the respondent authorities. At any rate the petitioner shall have to qualify and obtain the requisite qualification within in the period of two (2) years from the date of receipt of copy of this order.

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

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

JUSTICE HARINATH.N

Dated 12.10.2026
KGM
Whether the order is:

Speaking		Reasoned	☑
Reportable		Non-reportable	☑

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Dated 12.10.2026

KGM