IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATI

Bench Sr.No:-50 & 51
[3584]

APHC010572042026

IA.Nos.2 & 3 of 2026

in

WRIT PETITION NO: 31232 of 2026 and
WP.No.31360 of 2026

1. **WP.No.31232 of 2026:**

Lebaku Shanmukha Sudheer ...Petitioner

Vs.

The State of Andhra Pradesh and Others ...Respondents

2. WP.No.31360 of 2026:

Manga Sri Sai Amulya ...Petitioner

Vs.

The State of Andhra Pradesh and Others ...Respondents

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CORAM : THE CHIEF JUSTICE LISA GILL
SRI JUSTICE CHALLA GUNARANJAN

DATE : 5th November, 2026

Present:

Advocate for Applicants : Mr Kashapogu Suresh

Advocates for Respondents : AGP for Medical, Health & FW,
Ms Tata Venkata Sridevi, Standing Counsel for Dr.NTR University of Health Sciences

P C :

IA.No.2 of 2026 in WP.No.31232 & 31360 of 2026

Filing of certified copy of common order dated 28.10.2026 passed in WP.Nos.31232 & 31360 of 2026 is dispensed with.

Applications are disposed of accordingly.

IA.No.3 of 2026 in WP.No.31232 & 31360 of 2026

1. Notice of motion.

2. Learned Assistant Government Pleader for Medical, Health & Family Welfare and Ms T V Sridevi, learned Standing Counsel for Dr NTR University of Health Sciences, accept notice on behalf of respondent Nos.1, 2 & 5; 3 & 4 respectively. They waive service.

3. Applicants/writ petitioners filed above said writ petitions with plea that they had been allotted seats for MBBS course under category CA-NRI Stray Vacancy Round for academic year 2026-27, but could not deposit fee in question up to 26.10.2026 due to technical problems. It was alleged that petitioners' allotted seat was wrongly converted by competent authority to self-financing and allotted same to other candidates in Stray Round II. Vide common order dated 28.10.2026, it was held that in view of deadline of 26.10.2026 provided by MCC schedule for completion of admissions, no ground was made out for breach of same. It was, however, directed that as petitioners had deposited a sum of Rs.3 lakhs each towards security, therefore, in the peculiar facts and circumstances, the same be refunded by third respondent.

4. Learned counsel for applicants / petitioners submits that Special Stray Round of counselling has now been notified for which registration commenced at 06:00 PM on 04.11.2026 and is available till 02:00 PM on 06.11.2026. Petitioners undertake that in case they are permitted to participate in Special

Stray Vacancy Round now announced, they shall not seek refund of security deposit.

5. We have heard learned counsel for parties and have perused the file.

6. In the peculiar facts and circumstances, particularly, the fact that applicants – petitioners had admittedly been allotted seats in the earlier round but could not join the same for reasons as are noticed in order dated 28.10.2026, we deem it appropriate to permit them to participate in the Special Stray Round of counselling, subject to their furnishing an undertaking before respondent No.3 that they shall not claim refund of security deposit, refund whereof had been allowed vide order dated 28.10.2026.

7. Order dated 28.10.2026 passed in WP.Nos.31232 & 31360 of 2026 stands modified to the above extent. It is made clear that this order has been passed in peculiar facts and circumstances and shall not be treated as a precedent.

8. Applications are disposed of accordingly.

Photocopy of this order be placed on the file of aforementioned connected case.

LISA GILL, CJ

Date: 05.11.2026 **CHALLA GUNARANJAN, J**

Vjl