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

FRIDAY, THE THIRTIETH DAY OF OCTOBER
TWO THOUSAND AND TWENTY SIX

PRESENT

THE HONOURABLE THE ACTING CHIEF JUSTICE P.SAM KOSHY
AND
THE HONOURABLE SRI JUSTICE SUDDALA CHALAPATHI RAO

WRIT PETITION NO: 36856 OF 2026

Between:

Kandala Anantha Padmanabha Yeshwanth, S/oKandala Vishwanath Aged about 19 years, Occ ; Student, R/o Plot No.52, Maithri Vihar, Hayathnagar, Telangana-501505.

.....PETITIONER

AND

1. The State of Telangana, Rep. by its Principal secretary, Medical, Health and Family Welfare Department, Secretariat Building, Hyderabad.
2. The Kaloji Narayana Rao University of Health Sciences, Rep.by its Registrar, 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 or Order or Direction more particularly one in the nature of WRIT OF MANDAMUS, declaring the Go Ms. 125 dt 22.09.2026 issued by the Health Medical and Family Welfare Department as illegal arbitrary and unconstitutional and discriminatory and consequently set aside Go Ms. 125 dt 22.09.2026 issued by the Health Medical and Family Welfare Department as illegal arbitrary and unconstitutional and discriminatory, further set aside the rejection order dt,24.09.2026 and consequently direct the Respondent No.2 to consider the petitioner for admission into MBBS for the academic year 2026-27 in the left over stray vacancies in the on-going counselling under NRI quota as per the petitioner's eligibility and entitlement in the interest of justice.

I.A.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 to direct the respondents to consider the petitioner to-for admission into MBBS for the academic year 2026¬27 in the left over stray vacancies in the on-going counselling under NRI quota as per the petitioner's eligibility and entitlement pending disposal of the writ petition.

Counsel for the Petitioner : SRI V.GOPALA RAO AMANCHARLA

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

Counsel for the Respondent No.2 : SRI T.SHARATH, LEARNED STANDING COUNSEL FOR KALOJI NARAYANA RAO UNIVERSITY OF HEALTH SCIENCES

The Court made the following ORDER

IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

THE HON'BLE THE ACTING CHIEF JUSTICE P.SAM KOSHY
AND
THE HONOURABLE SRI JUSTICE SUDDALA CHALAPATHI RAO

WRIT PETITION No.36856 OF 2026
(CNR No.HBHC010758942026)

Dated: 30.10.2026

Between:

Kandala Anantha Padmanabha Yeshwanth,
S/o. Kandala Vishwanath

...Petitioner

AND

The State of Telangana, Rep. by its Principal Secretary,
Medical, Health and Family Welfare Department,
Secretariat Building, Hyderabad and another

...Respondents

ORDER: *(per the Hon'ble the Acting Chief Justice P.Sam Koshy)*

Heard Sri Gopala Rao Amancharla V, learned counsel appearing for the petitioner and Sri T. Sharath, learned Standing Counsel for Kaloji Narayana Rao University of Health Sciences, appearing for respondent No.2.

2. The petitioner in the instant case contends that he was found eligible for admission into MBBS course at the first round of counselling and was allotted seat in Mahavir Institute of Medical Sciences, Vikarabad, Ranga Reddy District. However, on account of the difficulty that his parents faced in arranging the required fees for admission within the short period of

time, he could not appear himself before the authorities concerned and as such, he has sent an email to the respondents, which has been orally rejected citing G.O.Ms.No.125, dated 22.09.2022.

3. Learned counsel for the petitioner submits that now that there are certain stray vacancies that have arisen and the petitioner's parents have also been in a position to arrange the finances. If the respondents consider the case of the petitioner against any of the stray vacancies that are left, the petitioner's career could be shaped accordingly. He further submits that the petitioner may be accommodated either in the same institute or any other institution, where there is a vacancy.

4. In this factual background, the fact remains that the petitioner is the one who has cleared the NEET UG exam and was also found meritorious in the first round of counselling and was allotted seat in Mahavir Institute of Medical Sciences, Vikarabad, which the petitioner could not join for the compelling reasons stated above. The petitioner has not caused any loss to the respondents by way of blocking the seat or wasting the seat that was allotted to him. The seat which was allotted to him has gone to the next meritorious candidate. Therefore, there is a slight distinction in so far as G.O.Ms.No.125. dated 22.09.2022, between a selected candidate and a

candidate who has taken the admission and then dropped out from the course.

5. In view of the same, taking the strength from the judgments of this Court in W.P.No.30573 of 2026, dated 14.10.2026, and also W.P.No.36206 of 2026, dated 26.10.2026, and taking into consideration the peculiar facts narrated in the preceding paragraphs, we are inclined to allow the Writ Petition with a direction to the respondents to consider the case of the petitioner as well without disqualifying him by invoking G.O.Ms.No.125, dated 22.09.2022, against the additional stray vacancies that have now been cropped up or likely to be cropped up. The order, dated 24.09.2026, passed by respondent No.2-University is set aside to the limited extent.

6. Accordingly, the Writ Petition is allowed. It is made clear that this order shall not be taken as a precedent for another candidate. There shall be no order as to costs.

Miscellaneous applications, if any pending, shall stand closed.

Sd/-P.PRAMOD NAIK
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

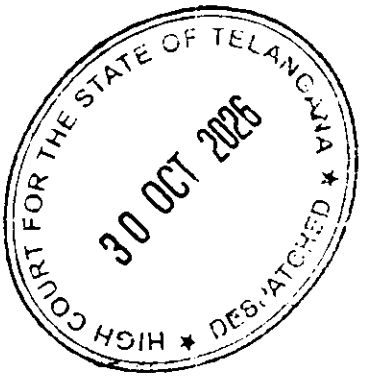
To

1. The Principal Secretary, Medical, Health and Family Welfare Department, Secretariat Building, State of Telangana at Hyderabad.
2. The Registrar, Kaloji Narayana Rao University of Health Sciences, Warangal, Telangana.
3. Two CCs to GP FOR MEDICAL HEALTH AND FAMILY WELFARE, High Court for the State of Telangana, at Hyderabad. [OUT]
4. One CC to SRI V.GOPALA RAO AMANCHARLA, Advocate [OPUC]
5. One CC to SRI T.SHARATH, LEARNED STANDING COUNSEL FOR KALOJI NARAYANA RAO UNIVERSITY OF HEALTH SCIENCES (OPUC)
6. Two CD Copies

C.C.TODAY

HIGH COURT

DATED: 30/10/2026



ORDER

WP.No.36856 of 2026

ALLOWING THE W.P

WITHOUT COSTS.

30-10-26.