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

MONDAY, THE FIFTH DAY OF OCTOBER
TWO THOUSAND AND TWENTY SIX

PRESENT

THE HONOURABLE SRI JUSTICE P.SAM KOSHY
AND
THE HONOURABLE SRI JUSTICE NARSING RAO NANDIKONDA

IA NO.3 OF 2026
IN/AND
W.P NO: 32651 OF 2026

Between:

Male Sai Harshini, D/o. Male Chandra Sekhar Naik, Aged about 17 years, Occupation . Student, R/o. H. No. A-21-51, Sitameadws, Badanapet, Hyderabad - 500058. Petitioner being Minor is represented by his Natural Father Male Chandra Sekhar Naik.

...PETITIONER

AND

1. Union of India, Represented by its Secretary, Ministry of Health and Family Welfare, Nirman Bhavan, New Delhi.
2. The Medical Counselling Committee, through its director, Directory General of Health Services, Nirman Bhavan, New Delhi.
3. The National Board of Examination, through his Director Medical, Enclave, Ansari Nagar, ring road, New Delhi,
4. State of Telangana, Represented by its Principal Secretary to Government, Department of Health, Medical and Family Welfare Secretariat, Hyderabad.
5. State of Telangana, Represented by its Principal Secretary to Government, Department of Tribal Welfare, Dr. B.R. Ambedkar Secretariat, Hyderabad.
6. The Director, Tribal Welfare Department, Telangana State, Masab Tank, Hyderabad.
7. Kaloji Narayana Rao University of Health Sciences, (KNRUHS), represented by its registrar, Warangal, Telangana State.
8. Osmania Medical College, Represented by its Principal Kothi, Hyderabad.
9. Tahsildar, Balapur, Mandal, Ranga Reddy District.

...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 1. Issue a Writ of Certiorari or any other appropriate Writ or Writs, Order or Direction, declaring that, the Impugned Order of cancellation of admission granted to petitioner in 8th Respondent College in MBBS under competent authority quota for the academic year 2026-27 dated 26-09-2026 passed by the 7th Respondent University is illegal, void and unsustainable, being in gross violation of the principles of natural justice, passed without any application of mind and in assumption of jurisdiction without first determining the jurisdictional fact, and further the purported determination has been made without any evidence, and without affording the petitioner any opportunity to adduced any evidence, rendering the order ex facie perverse, and wholly without jurisdiction, furthermore the 7th respondent/university has relied upon a behind the back enquiry, the report of which was never supplied to the petitioner, and without there being any prerequisite determination of the basis of applicability of Article 371-D of the Constitution of India, in so far as Medical Admission is concerned after the advent of All India Medical Entrance examination, and after grant of medical admission in the Respondent College, wherein the course has commenced, and furthermore the petitioner is a local candidate even as per Article 371-D of the Constitution of India, even though in so far as education is concerned, the said article is no more in force in the State of Telangana, as its application is misconceived in the context of post-NEET medical admissions, particularly after the Petitioner's admission was duly granted and the course had commenced, furthermore there is no other Zonal University, other than the Osmania University within the territory of the present State of Telangana, and consequently no question of regional imbalance within a solitary zone arises, further the impugned order is in derogation of the principle of Rule of Law, so also is in contravention of Articles 14, 19, 21, 50, 335 and 371-D of the Constitution, amounting to a fraud on power, as such to set aside the impugned order.

I.A. NO: 2 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 stay the

operation and implementation of the Impugned Order of cancellation of admission granted to petitioner in 8th Respondent College in MBBS under competent authority quota for the academic year 2026-2027 dated 26-09-2026 passed by the 7thRespondent University and restrain the Respondents from interfering with the Petitioner's admission, attendance and continuation in the MBBS course at the 8thRespondent-College;

I.A. NO: 3 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 permit the petitioner to withdraw the present writ Petition, without prejudice to her rights and contentions.

Counsel for the Petitioner: SRI ANAND KUMAR KAPOOR

Counsel for the Respondent Nos.1 to 3: SRI N.BHUJANGA RAO,
DEPUTY SOLICITOR GENERAL OF INDIA
Counsel for the Respondent No.4: SRI T.RAMESH,
AGP FOR MEDICAL HEALTH & FAMILY

Counsel for the Respondent Nos.5&6: SRI D.NARSIMULU,
AGP FOR SOCIAL WELFARE

Counsel for the Respondent No.7: SRI T.SHARATH, SC FOR KNRUHS

Counsel for the Respondent NO.8: SC FOR OU

Counsel for the Respondent No.9: GP FOR REVENUE

The Court made the following: ORDER

THE HONOURABLE SRI JUSTICE P.SAM KOSHY

AND

THE HONOURABLE SRI JUSTICE NARSING RAO NANDIKONDA

Interlocutory Application No.3 of 2026
in / and
Writ Petition No.32651 of 2026
CNR.No.HBHC010670892026
(*By way of* Lunch Motion)

Date of Order : 05.10.2026

BETWEEN :

Male Sai Harshini, D/o. Male Chandra Sekhar Naik

...petitioner

Vs.

Union of India and 8 others

... respondents

ORDER: *(per Hon'ble Sri Justice **P.SAM KOSHY**)*

When the matter is taken up for hearing, learned counsel for the petitioner prayed for withdrawal of the instant Writ Petition since the petitioner herein has got admission into MBBS in a different State, and the petitioner herein no longer intends to pursue to instant Writ Petition; and therefore prayed for withdrawal of the instant Writ Petition.

2. The above submission of the learned counsel for the petitioner has not been opposed by the learned counsel for the respondents.

3. In view of above, I.A.No.3 of 2026 in Writ Petition No.32651 of 2026 stands allowed. As a consequence, the Writ Petition stands dismissed as withdrawn. However, the withdrawal of the writ petition is without prejudice to any of the grounds raised by the petitioner in the instant Writ Petition. No costs.

4. As a consequence, miscellaneous applications pending if any shall stand closed.

Sd/-C.DEEPIKA
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

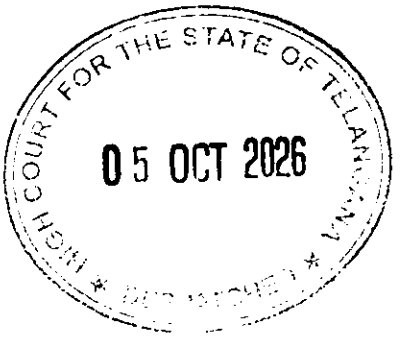
To,

1. One CC to SRI ANAND KUMAR KAPOOR, Advocate [OPUC]
2. One CC to SRI N. BHUJANGA RAO, DEPUTY SOLICITOR GENERAL OF INDIA [OPUC]
3. One CC to SRI T.SHARATH, SC FOR KNRUHS [OPUC]
4. One CC to SC FOR OU [OPUC]
5. Two CCs to GP FOR MEDICAL HEALTH & FAMILY, High Court for the State of Telangana at Hyderabad . [OUT]
6. Two CCs to GP FOR SOCIAL WELFARE, High Court for the State of Telangana at Hyderabad . [OUT]
7. Two CCs to GP FOR REVENUE, High Court for the State of Telangana at Hyderabad . [OUT]
8. Two CD Copies

PMK

HIGH COURT **CC TODAY**

DATED: 05/10/2026



ORDER

IA NO.3 OF 2026

IN/AND

WP.No.32651 of 2026

DISMISSING THE WRIT PETITION AS WITHDRAWN WITHOUT COSTS

05/10/26