

GOVERNMENT OF ANDHRA PRADESH
A B S T R A C T

Higher Education – A.P. Higher Education Regulatory and Monitoring Commission (APHERMC) - Fixation of fee structure for Engineering Programmes (B.Tech., B.Arch., and Marine Engineering) offered by the Private Un-Aided Professional Higher Education Institutions (Engineering Colleges) in the State of Andhra Pradesh for the Academic Year 2023-24– Notification – Orders - Issued.

HIGHER EDUCATION (R.M) DEPARTMENT

G.O.Ms.No.41

Dated:06.08.2023

Read the following:-

1. The Andhra Pradesh Educational Institutions (Regulation of Admissions and Prohibition of Capitation Fee) Act, 1983 (Act No.5 of 1983).
2. The Andhra Pradesh Higher Education Regulatory and Monitoring Commission Act, 2019
3. G.O.Ms.No.48, Higher Education (EC) Department, dated: 23.12.2020.
4. G.O.Ms.No.49, Higher Education (EC) Department, dated: 30.12.2020.
5. From the Member Secretary, APHERMC, Tadepalli, Lr.No.2270/APHERMC/ADMN/2023, Dated:16.06.2023 along with enclosures.
6. Hon'ble High Court of Andhra Pradesh at Amaravathi orders dated:12.07.2023, 20.07.2023 in W.P.No.32909, 32967 and 35109 of 2022
7. Hon'ble High Court of Andhra Pradesh at Amaravathiorders dated:02.08.2023 in W.P.No.32909, 32967 and 35109 of 2022

ORDER:-

In the Government Orders third and fourth read above orders have been issued fixing the fee for the B.Tech., B.Arch., and Marine Engineering Programmes offered by the Private Un-Aided Professional Higher Education Institutions (Engineering Colleges) in the State of Andhra Pradesh for the block period 2020-23. Since the new fee has to be fixed for the block period 2023-26, the A.P. Higher Education Regulatory and Monitoring Commission (APHERMC) has issued a notification No.OI/ADMN/APHERMC/2022 dated 30-06-2022, requesting the Managements of all the Private Un-aided professional Higher Educational Institutions in the State of Andhra Pradesh to submit relevant data, together with their audited financial statements for the year 2020-21 and 2021-22 in the prescribed schedules.

2. Aggrieved with this notification, the Andhra Pradesh Private Engineering Colleges Managements Association & another have filed Writ Petition Nos.30909, 32967 and 35109 of 2022 before the Hon'ble High Court of Andhra Pradesh with a plea to issue an appropriate writ, order or direction, and more particularly one in the nature of writ of Mandamus, to declare the following actions and inactions of the 2nd respondent (APHERMC) in pursuance of notification No.OI/ADMN/APHERMC/2022, dated 30-06-2022 in prescribing the 31 schedules to enter data into portal pertains to fee proposals of the each institution as same is requiring entry level data and against dicta laid down by the Hon'ble Supreme Court in Cochin University case as being illegal, arbitrary, violating Article 14 and Article 19(l)(g) of the Constitution of India and also in violation of the provisions of Act 20 of 2019 and Act 5 of 1983 and rules made there under and consequently directing the 2nd respondent (APHERMC) to rely on the audited financial statements of each institution for examining the fee proposals submitted by the institutions instead of seeking entry level huge data as prescribed in 31 schedules and to pass such order or other orders as this Hon'ble Court deems fit and proper in the circumstances of the case.

(P.T.O)

3. In the meanwhile, the Member Secretary, A.P. Higher Education Regulatory and Monitoring Commission (APHERMC), Tadepalli in his letter fifth read above has furnished the minutes of the 86th Meeting of the Commission held on 16.06.2023 along with the recommendations regarding fee structure for B.Tech., B.Arch., and M.Tech., Programmes offered by the Private Un-Aided Professional Higher Education Institutions (Engineering Colleges) in the State of Andhra Pradesh for the block period 2023-26, and requested the Government to issue necessary orders under Section 7 of Andhra Pradesh Education Institutions (Regulation of Admissions and Prohibition of Capitation Fee) Act. 1983 for execution of fee structure.

4. When the matter is under examination at Government, the Hon'ble High Court of Andhra Pradesh at Amaravathi in its interim orders dt.12.07.2023, at reference sixth read above, has passed the following interim orders:

"Heard learned counsel for the petitioners, learned standing counsel for Respondent No.2 and learned Government pleader for Respondent No.1.

After hearing the matter at length and considering the Submissions made by learned counsel for the petitioners, learned standing counsel for Respondent No.2 and learned Government Pleader for Respondent No.1, this Court is of the considered opinion that a prima facie case is made out in favour of the petitioners. Hence there shall be a direction to Respondent Nos.1 and 2 not to notify the fees in respect of Medical and Engineering Courses for the academic years 2023-2024 to 2025-2026 until 18.07.2023.

Post the matter on 18.07.2023,"

5. The first respondent i.e., State of Andhra Pradesh represented by its Principal Secretary to Govt., Higher Education Department has filed the Counter affidavit dt.18.07.2023, and as the fee recommended by the APHERMC could not be notified for various reasons, has requested the Hon'ble High Court to permit to go ahead for admissions for the current Academic Year (2023-24) for B.Tech., B.Arch., and M.Tech., Programmes etc., offered by the petitioner colleges with the same fee fixed for the previous block period of 2020-23 for one more year as an interim measure, pending disposal of WPNo.32909 of 2022 and various other WPs on this subject matter.

6. The Hon'ble High Court in the order dt.20.07.2023, while posting the matters to 25.07.2023, has ordered that interim order granted earlier shall stand extended.

7. Further, the Hon'ble High Court of Andhra Pradesh at Amaravathi has passed the following interim orders on 02.08.2023 in WP Nos.32309, 32967 and 35109 of 2022 (reference seventh read above):

"Having considered the submissions made by learned counsel for the petitioners and learned Government Pleader for Higher Education and learned Standing Counsel for the Respondents and on perusal of the material placed before this Court, this Court is of the considered view that the factor of inflation is an admitted factor by the Government as well as other public/financial institutions, the enhancement of fee at the reasonable rate is mandatory due to increase in price raise and expenditure.

In view of the same, this Court deems it appropriate to enhance the existing fee of the academic year 2022-2023 at the rate of 10% for the present academic year 2023-2024, but as far as minimum fee is concerned it should be enhanced more than 10% and finally it is agreed at Rs.43,000/- by all the stake holders. For the reasons stated above, the respondents are directed to notify and publish minimum fee at Rs.43,000/- and in respect of other colleges whose existing fee for the year 2022-2023 is more than

minimum fees, its fees should be enhanced from the existing fee of the academic year 2022-2023 at the rate of 10% for the present academic year 2023- 2024, as a tentative measure till the finalization of the fee by the Respondent Commission and subject to result of the writ petition.

Therefore, Respondents are directed to commence the counselling after the completion of entire exercise, as directed above. It is made clear that the respondents shall proceed with the counselling if the entire exercise is completed. Otherwise, they may proceed with the new schedule.

Post these matters after three weeks.

Registry is directed to delete these matters from the caption "Part-Heard""

8. In obedience of the said orders of the Hon'ble High Court Amaravathi, Government hereby issue the following Notification which shall be published in the Andhra Pradesh Extra-Ordinary Gazette:

NOTIFICATION

In exercise of the powers conferred under Section 7 of Andhra Pradesh Educational Institutions (Regulation of Admissions and Prohibition of Capitation Fee) Act, 1983 (Act No.5 of 1983) and keeping in view of orders of the Hon'ble High Court of Andhra Pradesh at Amaravathi dt.02.08.2023 in W.P.Nos.32909, 32967 and 35109 of 2022, the Government hereby notify the fee as mentioned in the Annexures I, II and III appended to this Order for fixation of fee structure for B.Tech., B.Arch., and Marine Engineering Programmes respectively, offered by the Private Un-Aided Professional Higher Education Institutions (Engineering Colleges) in the state of Andhra Pradesh for the AY 2023-24, subject to following directions:

- a) The fee is an all-inclusive annual fee, including like tuition fee, affiliation fee, cost of identity card, medical fee, inter college/inter university sports, games & cultural meet fee, computer/internet fee, College magazine and student activities, student health care scheme, student welfare fund, study tour, alumni fund, sports and games fee, examination fee including stationery, maintenance and amenities fee, extracurricular activities fee, development fee, Recognition fee, Common Services fee and other recurring expenditure;
- b) The aforesaid fee determined for the Engineering programmes for the colleges mentioned in **Annexure-I (B.Tech), Annexure-II (B.Arch), and Annexure-III (Marine Engineering) Programmes**, does not include hostel, transport, mess charges, registration fee, admission fee and refundable deposits of library and laboratory fee.
- c) The fee fixed is a tentative measure till the finalization of the fee by the Commission and subject to result of the writ petition.
- d) The institutions whose affiliations are not extended by the affiliating Universities for the Academic Year (AY) 2023-24 are not entitled to collect any fee;
- e) In case of a new college/course, the fee structure shall be the least of the fee regulated for the institutions in the same programme or course for the AY 2023-24.
- f) The institution shall not charge either directly or indirectly any other amount over and above the fee fixed in **Annexure-I (B.Tech), Annexure-II (B.Arch), and Annexure-III (Marine Engineering) Programmes** or which may be modified based on the court directions in future, for 4 years for the students admitted during the Academic Year 2023-24. If any other amount is charged under any other head or guise i.e., donations, etc. the same would amount to charging of capitation fee and in that case the institution shall

be liable to be prosecuted under Section 9 of Andhra Pradesh Educational Institutions (Regulation of Admissions and Prohibition of Capitation Fee) Act, 1983 (Act No.5 of 1983) apart from imposing appropriate penalty under the APHERMC Act, 2019 and the APHERMC Rules, 2019 as amended subsequently from time to time;

- g)** The institutions are cautioned to maintain proper accounts following lawful practices (Accrual/Mercantile basis of Accounting) including processing payments and receipts through Banks and follow the Regulations as well as guidelines of the Commission in submitting data for evaluation and regulation of fee proposals henceforth. In default their respective fee proposals are liable to be rejected under Regulation 5 (B)(viii) of APHERMC Regulations and such instances shall not be forwarded to the Government for fixation of fee;
- h)** In case of any deviation from these directions, the Commission will initiate serious penal action as per the provisions of the Act and Rules made there under;
- i)** Under Section 12 (4) & (5) of A.P. Higher Education Regulatory and Monitoring Commission Act, 2019, the Commission has the power to review and determine the fee payable to the Higher Educational Institutions and review the fee determined, whether notified or not by the Government for any academic years/block periods;
- j)** The institutions are informed that the fixation of Fee structure by the Government will not by itself enable or permit the managements to run programmes, if the programmes are not recognized/permited by the Government/All India Council for Technical Education/PCI/UGC/NCTE and concerned University/any other statutory Authority.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**SYAMALA RAO J
PRINCIPAL SECRETARY TO GOVERNMENT**

To

The Commissioner of Printing & Stationery, Vijayawada (with a request to publish in the next Ex-ordinary Gazette and supply 300 copies immediately)

The Secretary (FAC), Andhra Pradesh Higher Education Regulatory and Monitoring Commission, Tadepalli, Guntur District

The Secretary, A.P. State Council for Higher Education, Mangalagiri

The Commissioner of Collegiate Education, A.P., Mangalagiri

The Commissioner of Technical Education, A.P., Mangalagiri

All Vice-Chancellors of Universities in the State under the administrative control of Higher Education Department

All the Collectors and District Magistrates in the State

All the Registrars of Universities in the State under the administrative control of Higher Education Department

Copy to:-

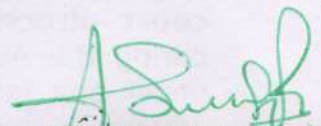
The P.S. to Spl.Chief Secretary to C.M.

The OSD to Minister (Education)

The P.S. to Prl.Secy.to Govt., Higher Education Department

SF/SCs.

//FORWARDED::BY ORDER//


SECTION OFFICER

Annexure-I (B.Tech Fee) for GO MS No. 41, Higher Education (RM) Dept. Dated:06.08.2023
The fee fixed is a tentative measure till the finalization of the fee by the Commission and subject to result of the writ petition.)

S. No	College Code	Society Code	College Name	Fees (in Rs.)
1	ABRK	HERMC1402	ABR COLLEGE OF ENGG AND TECHNOLOGY - KANIGIRI - PKS	43000
2	ACEE	HERMC0792	ADARSH COLLEGE OF ENGINEERING - GOLLAPROLU - KKD	43000
3	ACEM	HERMC0081	ADITYA COLLEGE OF ENGINEERING - MADANAPALLE - ANM	43000
4	ACES	HERMC0493	ADITYA COLLEGE OF ENGINEERING - PEDDAPURAM - KKD	43000
5	ACET	HERMC0493	ADITYA COLLEGE OF ENGINEERING AND TECHNOLOGY - PEDDAPURAM - KKD	43000
6	ADIT	HERMC0067	ADITYA INSTITUTE OF TECHNOLOGY AND MGMT - TEKKALI - SKL	67320
7	ADTP	HERMC0492	ADITYA ENGINEERING COLLEGE - PEDDAPURAM - KKD	56210
8	AECN	HERMC0669	ANDHRA ENGINEERING COLLEGE - ATMAKUR N - NLR	43000
9	AITK	HERMC0266	ANNAMACHARYA INST OF TECH AND SCI - KADAPA - KDP	56650
10	AITS	HERMC0266	ANNAMACHARYA INST OF TECHNOLOGY AND SCIENCES - RAJAMPETA - ANM	75570
11	AITT	HERMC0266	ANNAMACHARYA INST OF TECHNOLOGY AND SCIENCES - TIRUPATHI - TPT	43670
12	ALIT	HERMC0711	ANDHRA LOYOLA INSTT OF ENGG AND TECHNOLOGY - VIJAYAWADA - NTR	55220
13	ALTS	HERMC0434	ANANTHA LAKSHMI INST OF TECHNOLOGY AND SCI - ANANTAPURAMU - ATP	43000
14	AMRN	HERMC0461	A.M.REDDY MEMORIAL COLL. OF ENGINEERING - NARSARAOPET - PLN	43000
15	ANIL	HERMC0070	ANIL NEERUKONDA INSTITUTE OF TECHNOLOGY AND SCI - BHEEMUNIPATNAM - VSP	59950
16	ANMB	HERMC1598	ACHARYA COLLEGE OF ENGINEERING - KADAPA - KDP	43000
17	ANSN	HERMC0500	ST. ANNS COLLEGE OF ENGG. AND TECHNOLOGY - CHIRALA - BPT	52470
18	ARTB	HERMC0177	AVANTHIS RESEARCH AND TECHNOLOGICAL ACADEMY - BHOGAPURAM - VZM	43230
19	ASIP	HERMC1019	AMRITA SAI INST. OF SCIENCE AND TECHNOLOGY - PARITALA - NTR	43000
20	ASKW	HERMC0102	ASHOKA WOMENS ENGINEERING COLLEGE - KURNOOL - KNL	43000
21	ASTC	HERMC0179	AVANTHIS ST THERESA INSTITUTE OF ENGG AND TECHNOLOGY - CHEEPURUPALLI - VZM	45100
22	ASVR	HERMC0339	SVR ENGINEERING COLLEGE - NANDYAL - NDL	43000
23	AVEN	HERMC0177	AVANTHI INSTITUTE OF ENGG. AND TECHNOLOGY - NARSIPATNAM - AKP	54340
24	AVEV	HERMC0177	AVANTHI INST. OF ENGINEERING AND TECHNOLOGY - BHOGAPURAM - VZM	45650
25	BABA	HERMC0321	BABA INST OF TECH AND SCIENCES - VISAKHAPATNAM - VSP	43000
26	BECB	HERMC0068	BAPATLA ENGINEERING COLLEGE - BAPATLA - BPT	67100
27	BEMA	HERMC0803	BHEEMA INST OF TECHNOLOGY AND SCI - ADONI - KNL	43000
28	BRNK	HERMC0084	BRINDAVAN INST OF TECHNOLOGY AND SCI - KURNOOL - KNL	43000
29	BVCE	HERMC0735	B V CHALAMAIAH ENGINEERING COLLEGE - ODALAREVU - KON	46200
30	BVCR	HERMC0735	BVC ENGINEERING COLLEGE - RAJAHMUNDY - EG	43000
31	BVRM	HERMC0389	BHIMAVARAM INST. OF ENGG. AND TECHNOLOGY - BHIMAVARAM - WG	43000
32	BVSR	HERMC0368	BVSR ENGINEERING COLLEGE - CHIMAKURTHY - PKS	43000
33	BVTS	HERMC0735	BONAM VENKATA CHALAMAIAH INST. OF TECH AND SCI. - AMALAPURAM - KON	57970
34	BWEC	HERMC0068	BAPATLA WOMENS ENGG COLLEGE - BAPATLA - BPT	43000
35	CBIT	HERMC0596	CHAITANYA BHARATHI INSTITUTE OF TECHNOLOGY - PALLAVOLU - KDP	43000
36	CCVY	HERMC1144	VRS AND YRN COLLEGE OF ENGG. AND TECHNOLOGY - PRAKASAM - BPT	43000
37	CECC	HERMC0356	CHIRALA ENGINEERING COLLEGE - CHIRALA - BPT	49500
38	CEVP	HERMC0519	CHAITANYA ENGINEERING COLLEGE - VISAKHAPATNAM - VSP	43000
39	CHBR	HERMC0415	CHEBROLU ENGINEERING COLLEGE - GUNTUR - PLN	43000
40	CHDL	HERMC0395	CHADALAWADA RAMANAMMA ENGG. COLLEGE - TIRUPATHI - TPT	57750
41	CHKN	HERMC1111	CHAITANYA INST. OF SCI. AND TECHNOLOGY - KAKINADA - KKD	43000
42	CHND	HERMC0887	CHUNDI RANGANAYAKULU ENGINEERING COLLEGE - GUNTUR - PLN	43000
43	CIET	HERMC0077	CHALAPATHI INST OF ENGG AND TECHNOLOGY - GUNTUR - GTR	43000
44	CITY	HERMC0077	CHALAPATHI INST OF TECHNOLOGY - GUNTUR - GTR	43000
45	CRIT	HERMC0122	CHIRANJIVI REDDY INST OF ENGG AND TECHNOLOGY - ANANTAPURAMU - ATP	43000
46	CRRE	HERMC0205	SIR C R R COLLEGE OF ENGINEERING - ELURU - ELU	56320
47	CVRT	HERMC0771	SIR C.V RAMAN INST OF TECHNOLOGY SCIENCES - TADIPATRI - ATP	43000
48	DHAN	HERMC0795	DHANAKULA INST OF ENGG TECHNOLOGY - VIJAYAWADA - KRI	66880
49	DIET	HERMC0076	DADI INSTT. OF ENGINEERING AND TECHNOLOGY - ANAKAPALLE - AKP	43000
50	DJRC	HERMC0793	SRI CHAITANYA DJR COLL OF ENGG AND TECH - VIJAYAWADA - KRI	43000
51	DLBC	HERMC0192	DR L BULLAYYA COLL EGE OF ENGINEERING - VISAKHAPATNAM - VSP	43000
52	DNRE	HERMC0006	DNR COLLEGE OF ENGG AND TECH - BHIMAVARAM - WG	43000
53	DSIT	HERMC0216	D.B.S.INST OF TECHNOLOGY - KAVALI - NLR	43000
54	ELRU	HERMC0176	ELURU COLLEGE OF ENGG AND TECHNOLOGY - ELURU - WG	43000
55	ESWR	HERMC0781	ESWAR COLLEGE OF ENGINEERING - NARSARAOPET - PLN	43000
56	GATE	HERMC0608	GATES INSTITUTE OF TECHNOLOGY - GOOTY - ATP	45100
57	GDLV	HERMC0335	SESHADRI RAO GUDLAVALLERU ENGINEERING COLLEGE - GUDLAVALLERU - KRI	71500
58	GDMM	HERMC0961	G.D.M.M. COLL OF ENGG AND TECHNOLOGY - NANDIGAMA - NTR	49500
59	GECG	HERMC1630	GUNTUR ENGINEERING COLLEGE - GUNTUR - GTR	43000
60	GGIB	HERMC1399	GOKUL GROUP OF INSTITUTIONS - VIZIANAGARAM - VZM	43000
61	GIER	HERMC0361	GODAVARI INSTITUTE OF ENGG. AND TECHNOLOGY - RAJAHMUNDY - EG	64570
62	GIET	HERMC1117	GIET ENGINEERING COLLEGE - RAJAHMUNDY - EG	43000
63	GITS	HERMC0149	GONNA INST OF INFO TECHNOLOGY SCIENCES - VISAKHAPATNAM - AKP	43230
64	GKCS	HERMC0698	GOKULA KRISHNA COLLEGE OF ENGINEERING - SULLURPET - NLR	43000
65	GLIM	HERMC0625	A1 GLOBAL INST OF ENGG TECHNOLOGY - MARKAPUR - PKS	43000
66	GMRI	HERMC0320	G M R INSTITUTE OF TECHNOLOGY - RAJAM - VZM	72600
67	GPPE	HERMC0056	G P R ENGINEERING. COLLEGE - KURNOOL - KNL	77000
68	GTMW	HERMC0862	GOUTHAMI INST OF TECHNOLOGY MGMT FOR WOMEN - PRODDATUR - KDP	43000
69	GTNN	HERMC0257	GEETHANJALI INST OF SCIENCE AND TECHNOLOGY - NELLORE - NLR	43000
70	GVIC	HERMC0741	GOLDEN VALLEY INTEGRATED CAMPUS - MADANAPALLE - ANM	43000
71	GVPE	HERMC0214	GAYATHRI VIDYA PARISHAD COLL. OF ENGINEERING - VISAKHAPATNAM - VSP	75900
72	GVPT	HERMC0214	G V P COLLEGE FOR DEGREE AND PG COURSES - VISAKHAPATNAM - VSP	69300
73	GVPW	HERMC0214	GAYATHRI VIDYA PARISHAD COLL OF ENGG FOR WOMEN - VISAKHAPATNAM - VSP	66220
74	GVRs	HERMC0969	G V R AND S COLLEGE OF ENGG. AND TECHNOLOGY - GUNTUR - GTR	43000
75	HIND	HERMC0117	HINDU COLLEGE OF ENGINEERING AND TECHNOLOGY - GUNTUR - GTR	43000