



ANNUAL REPORT 2018-19



National Commission For Minority Educational Institutions

Ministry of Human Resource Development

Government of India

5 Sansad Marg, Patel Chowk, New Delhi - 110 001





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CHAPTER 1

Introduction

1.1 OVERVIEW

“Education is the single most important instrument for social and economic transformation. A well educated population, adequately equipped with knowledge and skill is not only essential to support economic growth, but is also a precondition for growth to be inclusive since it is the educated and skilled person who can stand to benefit most from the employment opportunities which growth will provide.” (Para 10.1 of ‘An Approach to the Twelfth Five Year Plan’). The Ministry of Human Resource Development (MHRD) is focussing on an inclusive agenda, with a vision of realizing India’s human resource potential to its fullest, with equity and excellence. Government is committed to address the backwardness in education of all minorities.

The Article 30 (I) of the Indian Constitution has provided safeguard to educational rights of minorities which stipulates that “all minorities, whether based on religion or language, shall have the right to establish and administer educational institutions of their choice.”

The National Commission for Minority Educational Institutions (NCMEI) was established through the promulgation of an Ordinance dated 11th November 2004. To replace the said Ordinance by an Act of Parliament, the National Commission for Minority Educational Institutions Bill 2004, was introduced in the Parliament in December, 2004. The NCMEI Act was notified in January 2005. The Ministry of Human Resource

Development constituted the Commission on 16th November 2004 with its Headquarters in New Delhi.

The Central Government has notified six minority communities (MCs) viz. Muslims, Christians, Sikhs, Buddhists, Jains and Parsis also given in figure 1.1.

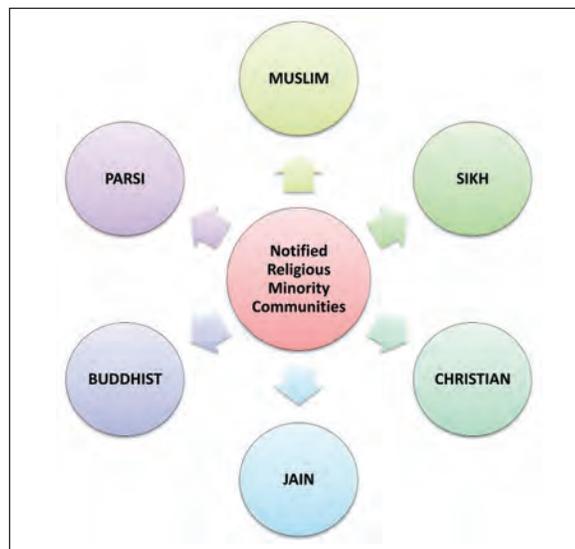


Fig. Six minority communities notified by Central Government.

As per Census 2011, the percentage and number of respective community including minority communities are:

● Hindus	: 79.8% (966.3 million),
● Muslims	: 14.23% (172.2 million)
● Christians	: 2.30% (28.7 million).
● Sikh	: 1.72% (20.8 million)
● Jains	: 0.7% (8.5 million)
● Buddhists	: 0.37% (4.48 million)
● Parsis	: 57,264
● Others	: 0.9% (10.9 million)

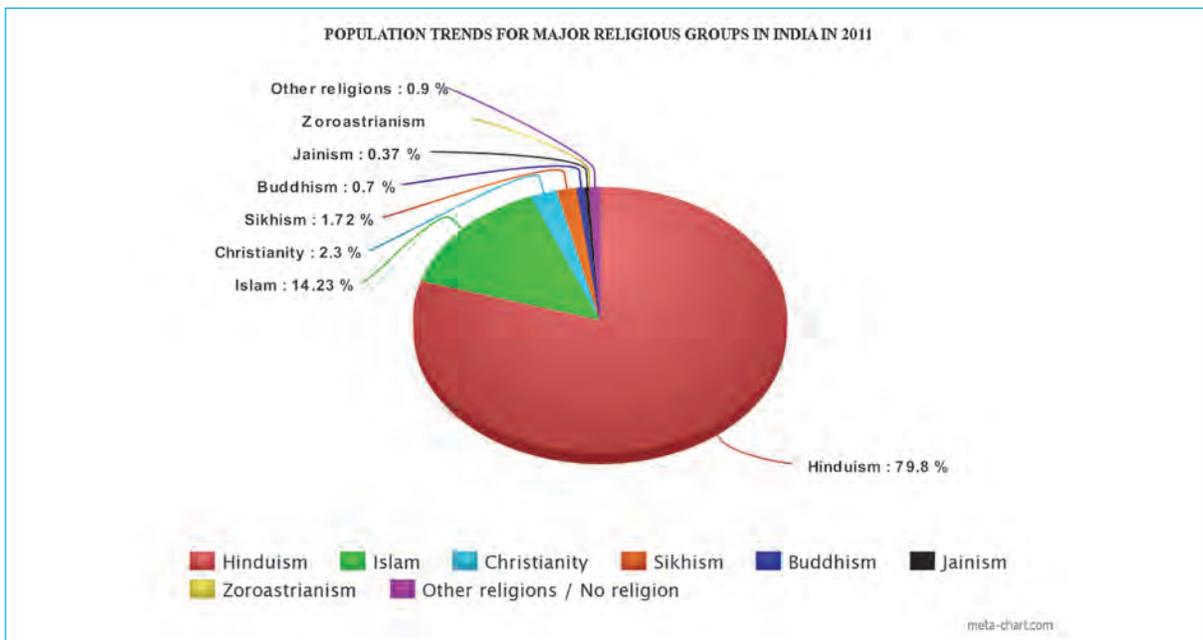


Fig. Demographic Facts as per India Census 2011.

1.2 HISTORICAL BACKGROUND

It was a long felt demand of the Minority Communities (MCs) to establish a Commission for the Minority Educational Institutions (MEIs) which could provide direction for affiliation of minority professional institutions to Central Universities. The demand was raised in a series of meetings held by Ministry of Human Resource Development with educationists, eminent citizens and community leaders and other stakeholders associated with minority education. Similar demand was made by experts in a meeting of the National Monitoring Committee for Minority Education held in August, 2004.

In view of the demand from various quarters of the minority community the National Commission for Minority Educational Institutions Ordinance (No. 6 of 2004) was promulgated on 11th November, 2004. To replace the said Ordinance by an Act of Parliament, the National Commission for Minority Educational Institutions Bill 2004, was introduced in the Parliament in December, 2004. The

NCMEI Act was notified in January 2005.

1.3 ABOUT THE COMMISSION

This Commission is a quasi-judicial body and has been endowed with the powers of a Civil Court. The Commission has a Chairperson and three members who are nominated by the Central Government. The Commission has three major roles viz. (i) adjudicate the issues pertaining to the Minority Status to Minority Educational Institutions, (ii) advise the Central and State Governments on any question relating to the education of minorities and (iii) recommend Central and the State Governments regarding any matter which directly or indirectly deprives the educational rights enshrined in Article 30 to the minority community.

1.4. NCMEI ACT, 2004:

The National Commission for Minority Educational Institutions Act, 2004 (2 of 2005) was notified on 6th January 2005. The following definitions/ provision were included in the Act, which were later amended:



- (i) "College" means a college or teaching institution (other than a University) established or maintained by a person or group of persons from amongst a minority community.
- (ii) "Scheduled University" means 'a University specified in the Schedule'.
- (iii) The Commission shall consist of a Chairperson and two members.
- (iv) Section 18: Power to amend Schedule:- (1) The Central Government if deems it fit may, by notification in the Official Gazette, amend the Schedule by including therein any other University or omitting therefrom any University already specified therein and on the publication of such notification, such University shall be deemed to be included in or, as the case may be, omitted from the Schedule.(2) Every notification issued under sub section (1), shall be laid before each House of Parliament.

1.5 NCMEI (AMENDMENT) ACT, 2006:

On the basis of the suggestions received from various quarters for making the functioning of the Commission more specific, recommendations were made by the Commission for certain amendments in the Act. The Government introduced the National Commission for Minority Educational Institutions (Amendment) Bill 2005 in the Parliament. However, in the wake of the 93rd constitutional amendment passed by the Parliament, Article 15 (5) was incorporated in the Constitution which made specific provision for educational advancement of the Scheduled Castes, Scheduled Tribes and socially and Educationally Backward Classes, it became

expedient to bring amendments in the NCMEI Act through an Ordinance. Accordingly, an Ordinance was notified by the Government on 23rd January, 2006 which was later replaced by the National Commission for Minority Educational Institutions (Amendment) Act, 2006, passed by the Parliament and notified on 29th March, 2006.

The National Commission for Minority Educational Institutions Amendment Act, 2006, brought all affiliating universities within the ambit of the Act to give wider choice to the minority educational institutions with regard to affiliation. New Sections were incorporated to maintain sanctity of the proceedings of the Commission and also to widen the powers of the Commission to enquire into the matters relating to deprivation of educational rights of the minorities. The Commission was empowered to decide on questions relating to Minority Status of educational institutions and to cancel the Minority Status of those institutions which failed to adhere to the approved norms. Provision for obtaining 'No Objection Certificate (NOC)' by the minority educational institutions from the State Governments was also incorporated. In case the State did not take any action within 90 days then it was considered deemed NOC.

The Commission was also granted appellate jurisdiction in matter relating to refusal by the State Governments to grant NOC for establishing a minority educational institution. The said amendment inserted, among others, Section 12F under which the jurisdiction of all courts, except the Supreme Court and High Courts exercising writ jurisdiction, was barred to entertain any suit, applications or other proceeding in respect of any order of the Commission. Section 12F of NCMEI Act, 2004 reads as under:

12F. "Bar of jurisdiction-No court



-
- (d) Review the safeguards provided by or under the Constitution, or any law for the time being in force, for the protection of educational rights of the minorities and recommend measures for their effective implementation.
 - (e) Specify measures to promote and preserve the minority status and character of institutions of their choice established by minorities.
 - (f) Decide all questions relating to the status of any institution as a MEI and declare its status as such.
 - (g) Make recommendations to the appropriate Government for the effective, implementation of programmes and schemes relating to the MEI and
 - (h) Do such other acts and things as may be necessary, incidental or conducive to the attainment of all or any of the objects of the Commission.



CHAPTER 2

The Commission & Its Powers

2.1 COMPOSITION

The Commission has a Chairperson and three members who are nominated by the Central Government.

The Government issued notification on 26th November 2004 for the appointment of Justice M.S.A. Siddiqui as the first Chairperson for a period of 5 years. Justice Siddiqui was appointed as Chairman of the Commission for another term of five years in 2009, and he assumed charge on 18/12/2009. Dr. Mohinder Singh and Dr. Cyriac Thomas assumed charge as Members on 8th April 2010 and 12th April 2010 respectively for a term of five years each. Shri Zafar Agha assumed charge of 3rd Member on 26/03/2012.

Dr. Mohinder Singh, Member submitted his resignation on 30/09/2014 on personal and domestic grounds and in his place for the remaining term of the tenure, Dr. Naheed Abidi, (Padma Shri) was appointed as a Member till 7/04/2015. Five year tenure of Dr. Cyriac Thomas came to an end on 11/04/2015.

Dr. Baltej Singh Mann joined on 4th December, 2015 against the vacant post and Dr. Naheed Abidi assumed charge for the second term on 7th December, 2015.

Justice Narendra Kumar Jain took charge of Chairman on 01/10/2018. Dr. Jaspal Singh joined on 15/06/2018, as third Member of the Commission.

The Commission which started functioning from Shastri Bhavan, New Delhi, moved to 5, Sansad Marg, Jeevan Tara

Building, Patel Chowk, New Delhi, in August 2005. For administrative and office support, 22 posts were sanctioned initially. Later, additional one post was sanctioned in 2005 and another 10 posts were sanctioned in 2006. At present, the Commission has a sanctioned strength of 33 which includes one post each of Secretary, Deputy Secretary, Under Secretary and Section Officer.

At present the posts of Secretary, Deputy Secretary, Under Secretary, Section Officer, one personal assistant and one MTS have been filled on deputation basis.

2.2 RIGHTS OF A MINORITY EDUCATIONAL INSTITUTION:

The right to establish a Minority Educational Institution is enshrined in Chapter-III of the NCMEI, Act 2004 under Section 10, which is :

- (1) Subject to the provisions contained in any other law for the time being in force, any person, who desires to establish a Minority Education Institution may apply to the Competent Authority (CA) for the grant of no objection certificate for the said purpose.
- (2) The CA shall,
 - (a) on perusal of documents, affidavits or other evidence, if any, and
 - (b) after giving an opportunity of being heard to the applicant,



decide every application filed under sub-section (1) as expeditiously as possible and grant or reject the application, as the case may be:

Provided that where an application is rejected, the CA shall communicate the same to the applicant.

(3) Where within a period of ninety days from the receipt of the application under sub-section (1) for the grant of NOC,

(a) the CA does not grant such certificate, or

(b) where an application has been rejected and the same has not been communicated to the person who has applied for the grant of such certificate, it shall be deemed that the CA has granted a NOC to the applicant.

(4) The applicant shall, on receipt of a NOC or where the CA has deemed to have granted the NOC, be entitled to commence and proceed with the establishment of a MEI in accordance with the rules and regulations, as the case may be, laid down by or under any law for the time being in force.

Explanation

For the purpose of this section,

(a) “applicant” means any person who makes an application under sub-section (1) for establishment of a Minority Educational Institution,

(b) “no objection certificate” means a certificate stating therein, that the Competent authority has no objection for the establishment of a Minority Educational Institution.

Section 10 A, is regarding Right of a Minority Educational Institution to seek affiliation. The provision of the Act are:

(1) A Minority Educational Institution may seek affiliation to any University of its choice subject to such affiliation being permissible within the Act under which the said University is established.

(2) Any person who is authorized in this behalf by the Minority Educational Institution may file an application for affiliation under sub-section (1) to a University in the manner prescribed by the Statute, Ordinance, rules or regulations, of the University:

Provided that such authorized person shall have rights to know the status of such application after the expiry of sixty days from the date of filing of such application.

2.3 POWERS OF THE COMMISSION

The powers of the Commission as enshrined in Section 12, are given as under:

1) If any dispute arises between a MEI and a University relating to its affiliation to such University, the decision of the Commission thereon shall be final.

(2) The Commission shall, for the purposes of discharging its functions under this Act, have all the powers of a civil court trying a suit and in particular, in respect of the following matters:



- (a) summoning and enforcing the attendance of any person from any part of India and examining him on oath,
 - (b) requiring the discovery and production of any document,
 - (c) receiving evidence on affidavits,
 - (d) subject to the provisions of sections 123 and 124 of the Indian Evidence Act, 1872, (1 of 1872) requisitioning any public record or document or copy of such record or document from any office,
 - (e) issuing commissions for the examination of witnesses or documents, and
 - (f) any other matter which may be prescribed.
- (3) Every proceeding before the Commission shall be deemed to be a judicial proceeding within the meaning of sections 193 and 228, and for the purposes of section 196, of the Indian Penal Code (45 of 1860) and the Commission shall be deemed to be a civil court for the purposes of section 195 and Chapter XXVI of the Code of Criminal Procedure, 1973 (2 of 1974).

2.3.1. APPEAL AGAINST ORDERS OF THE COMPETENT AUTHORITY:

As enshrined in Section 12 A of the Commission

- (1) Any person aggrieved by the order of refusal to grant NOC under sub-section (2) of section 10 by the CA for

establishing a MEI, may prefer an appeal against such order to the Commission.

- (2) An appeal under sub-section (1) shall be filed within thirty days from the date of the order referred to in sub-section (1) communicated to the applicant,

Provided that the Commission may entertain an appeal after the expiry of the said period of thirty days, if it is satisfied that there was sufficient cause for not filing it within that period.

- (3) An appeal to the Commission shall be made in such form as may be prescribed and shall be accompanied by a copy of the order against which the appeal has been filed.
- (4) The Commission, after hearing the parties, shall pass an order as soon as may be practicable, and give such directions as may be necessary or expedient to give effect to its orders or to prevent abuse of its process or to secure the ends of justice.
- (5) An order made by the Commission under sub-section (4) shall be executable by the Commission as a decree of a civil court and the provisions of the Code of Civil Procedure, 1908 (5 of 1908), so far as may be, shall apply as they apply in respect of a decree of a civil court.

2.3.2. POWER OF COMMISSION TO DECIDE ON THE MINORITY STATUS OF AN EDUCATIONAL INSTITUTION.

The powers to decide on the Minority Status of an educational institution, have been enshrined in Section 12 B of the Act. The powers are:



- (1) Without prejudice to the provisions contained in the National Commission for Minorities Act, 1992 (19 of 1992), where an authority established by the Central Government or any State Government, as the case may be, for grant of minority status to any educational institution rejects the application for the grant of such status, the aggrieved person may appeal against such order of the authority to the Commission.
 - (2) An appeal under sub-section (1) shall be preferred within thirty days from the date of the order communicated to the applicant: Provided that the Commission may entertain an appeal after the expiry of the said period of thirty days, if it is satisfied that there was sufficient cause for not filing it within that period.
 - (3) An appeal to the Commission shall be made in such form as may be prescribed and shall be accompanied by a copy of the order against which the appeal has been filed.
 - (4) On receipt of the appeal under sub-section (3), the Commission may, after giving the parties to the appeal an opportunity of being heard, decide on the minority status of the educational institution and shall proceed to give such direction as it may deem fit and, all such directions shall be binding on the parties.
- being heard to an MEI to which minority status has been granted by an authority or Commission, as the case maybe, cancel such status under the following circumstances, namely:
- (a) if the constitution, aims and objects of the educational institution, which has enabled it to obtain minority status has subsequently been amended in such a way that it no longer reflects the purpose or character of a MEI,
 - (b) if, on verification of the records during the inspection or investigation, it is found that the MEI has failed to admit students belonging to the minority community in the institution as per rules and prescribed percentage governing admissions during any academic year.

2.3.4. POWER OF COMMISSION TO INVESTIGATE MATTERS RELATING TO DEPRIVATION OF EDUCATIONAL RIGHTS OF MINORITIES.

The powers are provided in Section 12 D of the Act. These are given as under:

- (1) The Commission shall have the power to investigate into the complaints relating to deprivation of the educational rights of minorities.
- (2) The Commission may, for the purpose of conducting any investigation pertaining to a complaint under this Act, utilize the services of any officer of the Central Government or any

2.3.3. POWER TO CANCEL MINORITY STATUS:

The Powers are given in Section-12C of the NCMEI Act 2004, in which the Commission may, after giving a reasonable opportunity of



State Government with the concurrence of the Central Government or the State Government, as the case may be.

(3) For the purpose of investigation under sub-section (1), the officer whose services are utilized may, subject to the direction and control of the Commission,

- (a) summon and enforce the attendance of any person and examine him;
- (b) require the discovery and production of any document; and
- (c) requisition any public record or copy thereof from any office.

(4) The officer whose services are utilized under sub-section (2) shall investigate into any matter entrusted to it by the Commission and submit a report thereon to it within such period as may be specified by the Commission in this behalf.

(5) The Commission shall satisfy itself about the correctness of the facts stated and the conclusion, if any, arrived at in the report submitted to it under sub-section (4) and for this purpose the Commission may make such further inquiry as it may think fit.

2.3.5. Power of Commission to call for information:

The powers are covered in Section 12E of the Act and are:

(1) The Commission, while enquiring into the complaints of violation or

deprivation of educational rights of minorities shall call for information or report from the Central Government or any State Government or any other authority or organization subordinate thereto, within such time as may be specified by it:

Provided that:

(a) if the information or report is not received within the time stipulated by the Commission, it may proceed to inquire into the complaint;

(b) if, on receipt of information or report, the Commission is satisfied either that no further inquiry is required, or that the required action has been initiated or taken by the concerned Government or authority, it may not proceed with the complaint and inform the complainant accordingly.

(2) Where the inquiry establishes violation or deprivation of the educational rights of the minorities by a public servant, the Commission may recommend to the concerned Government or authority, the initiation of disciplinary proceedings or such other action against the concerned person or persons as may be deemed fit.

(3) The Commission shall send a copy of the inquiry report, together with its recommendations to the concerned Government or authority and the concerned Government authority shall, within a period of one month, or such further time as the Commission may allow, forward its comments on the report, including the action taken,



or proposed to be taken thereon, to the Commission.

- (4) The Commission shall publish its inquiry report and the action taken or proposed to be taken by the concerned Government or authority on the recommendations of the Commission.

2.3.6 BAR OF JURISDICTION:

As enshrined in Section 12F, of the NCMEI Act 2004, no court (except the Supreme Court and a High Court exercising jurisdiction under articles 226 and 227 of the Constitution) shall entertain any suit, application or other proceedings in respect of any order made under this Chapter.

2.4. FINANCE, ACCOUNTS AND AUDIT:

2.4.1. GRANTS BY CENTRAL GOVERNMENT:

- (1) The Central Government shall, after due appropriation made by Parliament by law in this behalf, provide funds to the Commission by way of grant such sum of money as the Central Government may think fit for being utilized for the purposes of this Act.
- (2) The Commission may spend such sum of money as it thinks fit for performing the functions under this Act, and such sum shall be treated as expenditure payable out of the grants referred to in sub-section (1).

2.4.2. ACCOUNTS AND AUDIT:

- (1) The Commission shall maintain proper accounts and other relevant records and prepare an annual statement of accounts in such form

as may be prescribed by the Central Government in consultation with the Comptroller and Auditor-General (CAG) of India.

- (2) The accounts of the Commission shall be audited by the CAG at such intervals as may be specified and any expenditure incurred in connection with such audit shall be payable by the Commission to the CAG.
- (3) The CAG and any person appointed by him in connection with the audit of the accounts of the Commission under this Act shall have the same rights and privileges and the authority in connection with such audit as the CAG generally has in connection with the audit of Government accounts and, in particular, shall have the right to demand production of books, accounts, connected vouchers and other documents and papers and to inspect the office of the Commission.

2.4.3. ANNUAL REPORT:

Section 16 of the National Commission for Minority Educational Institutions (NCMEI) Act, 2004 obligates the Commission to lay its Annual Report giving the full account of its activities during the previous financial year and forward a copy of the same to the Central Government. This is the 14th Annual Report of the Commission for the financial year 2018-19. The report gives a complete account of all its activities during the financial year 2018-19.

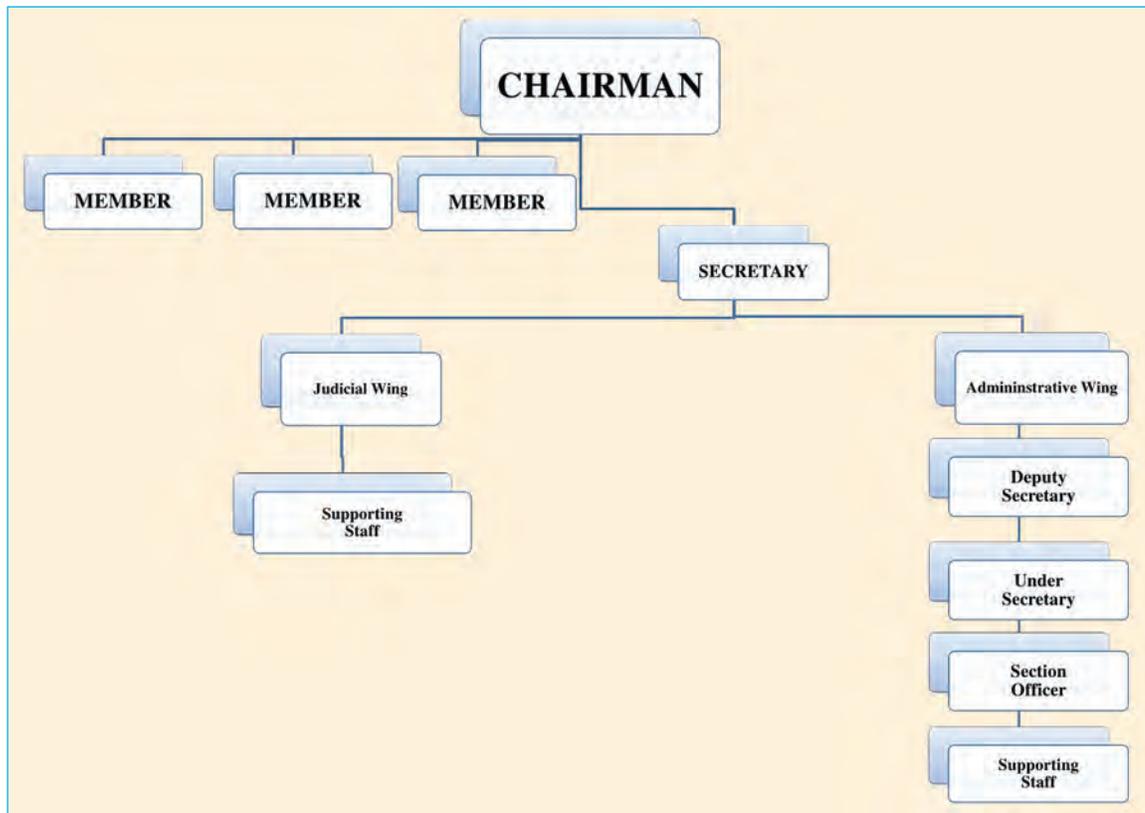
2.4.4. ANNUAL REPORT AND AUDIT REPORT TO BE LAID BEFORE PARLIAMENT:

The Central Government shall cause the annual report, together with a memorandum of action taken on the advice tendered by the



Commission under section 11 and the reasons as may be after they are received before each House of Parliament for the non-acceptance, if any, of any such advice, and the audit report to be laid as soon

Organisation Chart





CHAPTER 3

Sittings of the Commission

In terms of Section 12(3) of the NCMEI Act, every proceeding before the Commission shall be deemed to be a judicial proceeding within the meaning of section 193 and section 228 and for the purpose of section 196 of the Indian Penal Code. The Commission shall be deemed to be a civil court for the purposes of Section 195 Chapter XXVI of the Code of Criminal Procedure, 1973. Being a quasi-judicial body, Commission conducts formal court sittings on day to day basis. The Commission has a formal court room for the purpose.

3.1 DUTIES OF THE COMMISSION

The Commission heard the ongoing cases and also took up fresh petitions as per the cause list and passed orders. The Commission lists requisite number of cases in each sitting, to ensure expeditious disposal of cases and also to minimise pendency. On the direction of the court, notices are issued to different parties by giving adequate notice period. In fresh petitions, the presence of the petitioner or respondent is not required during the first hearing and notices are issued for their appearance in the second hearing.

In cases where the petitioners plead for urgency, an early date is given, on merit. The Commission is considerate towards the petitioners/parties inconvenience to appear on a particular date and accordingly, adjournments are granted to enable the petitioners/ parties to plead their cases effectively in consonance with the principle of

natural justice. The Commission does not insist on engagement of a counsel to represent the petitioner i.e. any petitioner who wants to argue his/her case personally is given the liberty to do so.

With a view to expedite disposal of cases no quorum has been fixed by the Commission for the court sittings. Even if only Chairman or one of the Members is present, the court proceedings could be conducted and cases are taken up for decision.

The Commission endeavours to provide a cost-free forum to the members of the minority communities for redressal of grievances relating to their educational rights enshrined in the Constitution of India. Therefore, the Commission has not prescribed any court fee. Since a large number of petitioners are not conversant with the formalities and procedures of the court, the Commission has even accepted petitions which are not in conformity with the law of pleadings and gives appropriate directions.

3.2 THE NUMBER OF SITTINGS AND HEARINGS OF THE COMMISSION SINCE, 2007-08:

Since 2007-08, the commission conducted a total number of 1735 court sittings and heard 51094 cases. The details of Commission's sittings and number of cases are given in table 3.1 and figures 3.1 and 3.2:



Total Number of Sittings of the Commission since 2007-08

Year	Sittings	Number of cases
2007-08	73	2916
2008-09	93	3506
2009-10	121	4377
2010-11	130	4774
2011-12	162	5022
2012-13	171	4269
2013-14	178	5042
2014-15	176	5602
2015-16	170	4487
2016-17	177	4530
2017-18	162	3369
2018-19	140	3200
Total	1735	51094

Table 3.1 Number of sittings of the Commission and number of hearings since 2007-08.

The Commission has had maximum number of sittings in the year 2013-14 (178 sittings) and heard maximum number of cases in the year 2014-15 (5602 cases). The least number of the Commission sittings was in 2007-08 (73 sittings) and the number of cases heard during that year was 2916.

3.2 THE NUMBER OF MSCs GRANTED BY THE COMMISSION SINCE ITS INCEPTION:

The major job of the Commission is to

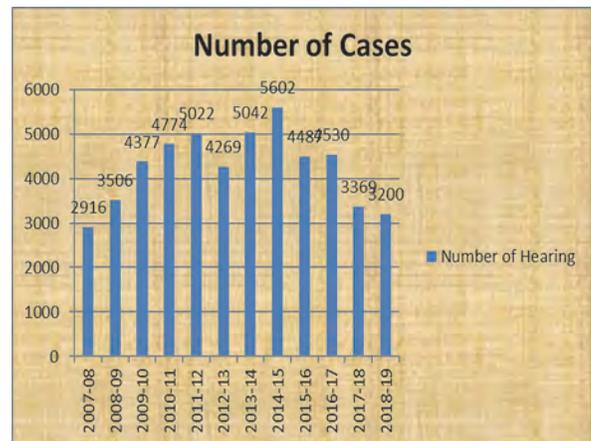


Fig 3.1. Number of hearings by the Commission since 2007-08

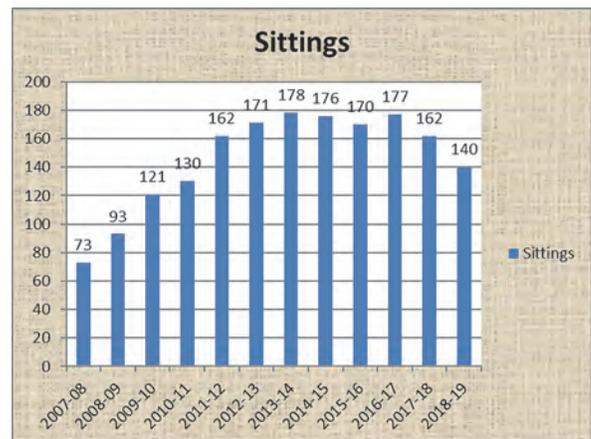


Fig. 3.2. Number of Sittings conducted by the Commission since 2007-08

grant MSC to the MEIs. Since the establishment of the Commission, 13552 MSCs have been granted upto 2018-19. The year-wise details are given in table 3.2.

Maximum number of MSCs granted by the Commission are in the year 2011-12 (1854 MSCs) and the least number of MSCs were granted during 2005-06 (48 MSCs). State-wise, Minority Status Certificate issued by the Commission since 2005 upto 31.03.2019 are given in the table 3.13.



Total Number of MSCs granted since 2005-06

Year	Year	Number of MSCs granted
1.	2005-06	48
2.	2006-07	622
3.	2007-08	674
4.	2008-09	397
5.	2009-10	1039
6.	2010-11	1342
7.	2011-12	1854
8.	2012-13	1791
9.	2013-14	1674
10.	2014-15	1372
11.	2015-16	1022
12.	2016-17	1094
13.	2017-18	466
14.	2018-19	157
Total		13552

Table 3.2 Number of MSCs granted by the Commission since 2005-06

Statewise total MSCs granted since 2005-06

S. No.	State	No. of MSCs granted since inception of the Commission till 31/03/2019
1.	Andaman & Nicobar Island	9
2.	Andhra Pradesh	436
3.	Arunachal Pradesh	24
4.	Assam	221
5.	Bihar	148

Table 3.3 Number of state-wise MSCs granted by the Commission since 2005-06

S. No.	State	No. of MSCs granted since inception of the Commission till 31/03/2019
6.	Chandigarh	20
7.	Chhattisgarh	232
8.	Dadra & Nagar Haveli	4
9.	Daman & Diu	1
10.	Delhi	249
11.	Goa	165
12.	Gujarat	62
13.	Haryana	180
14.	Himachal Pradesh	27
15.	Jharkhand	106
16.	Karnataka	715
17.	Kerala	4685
18.	Madhya Pradesh	515
19.	Maharashtra	199
20.	Manipur	37
21.	Meghalaya	8
22.	Odisha	121
23.	Puduchery	26
24.	Punjab	125
25.	Rajasthan	104
26.	Sikkim	18
27.	Tamil Nadu	968
28.	Telangana	141
29.	Tripura	13
30.	Uttar Pradesh	3174
31.	Uttarakhand	122
32.	West Bengal	697
Total		13552



The data reveals that Kerala has been granted the maximum number of MSCs followed by Uttar Pradesh, Tamil Nadu, Karnataka, West Bengal and Madhya Pradesh. These States account for approximately 80% of the total MSCs granted. No MSC has been issued to 3 States/UTs namely Lakshadweep, Mizoram and Nagaland.



CHAPTER 4

Highlights of the Year

The Commission completed 14 years of its existence in November, 2018. The Commission performs its functions as per the mandate which are reflected in the Annual Report of the Commission every year. This year Justice Narendra Kumar Jain assumed charge as the Chairperson of the Commission on 01/10/2018. Dr. Jaspal Singh joined on 15/06/2018, as third Member of the Commission. The Commission highlights for the year 2018-19 are:

4.1 COURT SITTINGS DURING 2018-19:

The date-wise court sittings and number of cases heard in 2018-19, are given in the table 4.1.

S. No.	Date	Number of Cases heard
1.	02.04.2018	21
2.	03.04.2018	23
3.	04.04.2018	25
4.	05.04.2018	25
5.	06.04.2018	22
6.	09.04.2018	22
7.	10.04.2018	23
8.	11.04.2018	25
9.	12.04.2018	24
10.	16.04.2018	21
11.	17.04.2018	20

S. No.	Date	Number of Cases heard
12.	18.04.2018	21
13.	19.04.2018	27
14.	23.04.2018	23
15.	24.04.2018	24
16.	25.04.2018	35
17.	26.04.2018	25
18.	27.04.2018	22
19.	01.05.2018	26
20.	02.05.2018	26
21.	03.05.2018	24
22.	07.05.2018	23
23.	08.05.2018	23
24.	14.06.2018	1
25.	02.07.2018	34
26.	03.07.2018	22
27.	04.07.2018	1
28.	05.07.2018	23
29.	09.07.2018	23
30.	10.07.2018	25
31.	11.07.2018	30
32.	12.07.2018	21
33.	13.07.2018	16
34.	16.07.2018	22



S. No.	Date	Number of Cases heard	S. No.	Date	Number of Cases heard
35.	17.07.2018	23	62.	30.08.2018	22
36.	18.07.2018	47	63.	31.08.2018	24
37.	19.07.2018	11	64.	04.09.2018	18
38.	23.07.2018	21	65.	05.09.2018	21
39.	24.07.2018	22	66.	06.09.2018	20
40.	25.07.2018	20	67.	07.09.2018	17
41.	26.07.2018	29	68.	10.09.2018	21
42.	27.07.2018	14	69.	11.09.2018	22
43.	30.07.2018	25	70.	12.09.2018	28
44.	31.07.2018	18	71.	17.09.2018	23
45.	01.08.2018	21	72.	18.09.2018	22
46.	02.08.2018	19	73.	19.09.2018	17
47.	03.08.2018	16	74.	20.09.2018	23
48.	06.08.2018	20	75.	25.09.2018	25
49.	07.08.2018	18	76.	26.09.2018	28
50.	08.08.2018	21	77.	28.09.2018	21
51.	09.08.2018	19	78.	03.10.2018	8
52.	10.08.2018	24	79.	04.10.2018	24
53.	13.08.2018	23	80.	09.10.2018	24
54.	14.08.2018	16	81.	10.10.2018	25
55.	16.08.2018	12	82.	11.10.2018	25
56.	17.08.2018	18	83.	23.10.2018	14
57.	20.08.2018	25	84.	24.10.2018	26
58.	21.08.2018	13	85.	25.10.2018	42
59.	27.08.2018	28	86.	30.10.2018	19
60.	28.08.2018	21	87.	31.10.2018	15
61.	29.08.2018	19	88.	01.11.2018	19



S. No.	Date	Number of Cases heard	S. No.	Date	Number of Cases heard
89.	13.11.2018	21	116.	31.01.2019	18
90.	14.11.2018	21	117.	05.02.2019	23
91.	15.11.2018	20	118.	06.02.2019	17
92.	20.11.2018	18	119.	07.02.2019	16
93.	22.11.2018	51	120.	12.02.2019	19
94.	27.11.2018	26	121.	13.02.2019	15
95.	28.11.2018	22	122.	14.02.2019	17
96.	29.11.2018	25	123.	15.02.2019	1
97.	03.12.2018	50	124.	19.02.2019	17
98.	04.12.2018	26	125.	20.02.2019	16
99.	05.12.2018	29	126.	21.02.2019	20
100.	06.12.2018	21	127.	26.02.2019	31
101.	07.12.2018	75	128.	27.02.2019	23
102.	10.12.2018	75	129.	28.02.2019	35
103.	11.12.2018	23	130.	05.03.2019	23
104.	12.12.2018	54	131.	06.03.2019	15
105.	13.12.2018	18	132.	07.03.2019	14
106.	08.01.2019	21	133.	12.03.2019	20
107.	09.01.2019	17	134.	13.03.2019	19
108.	10.01.2019	21	135.	14.03.2019	21
109.	15.01.2019	25	136.	19.03.2019	27
110.	16.01.2019	22	137.	20.03.2019	11
111.	17.01.2019	27	138.	26.03.2019	20
112.	22.01.2019	32	139.	27.03.2019	20
113.	23.01.2019	23	140.	28.03.2019	20
114.	24.01.2019	11			
115.	30.01.2019	24			
				Total	3200

Table 4.1: Date-wise sittings of the Court and number of cases heard during 2018-19



The Commission conducted 140 sittings during 2018-19 as compared to 162 during the previous year and heard 3200 cases (table 4.1) as compared to 3369 cases in the previous year. The maximum number of court sittings were during the month of August, 2018 (19

sittings) and least number of sittings were observed in May, 2018 (5 sitting). There is court holidays during June every year, however, in June, 2018 the court had one sitting. The month-wise, court hearings are given in figure 4.1.

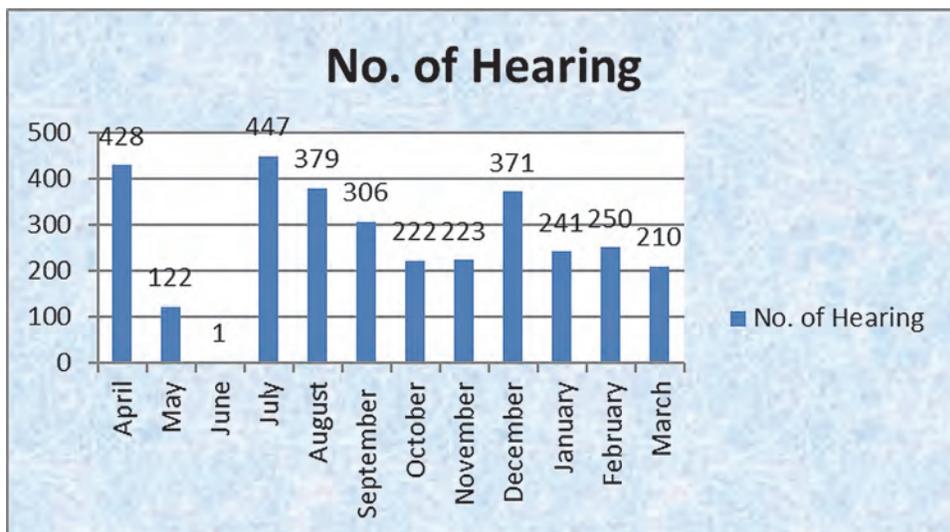


Figure 4.1: Month-wise Number of court hearings from April 2018 to March 2019

Maximum numbers of hearings were in the month of July, 2018 (447 cases) followed by April, 2018 (428 cases) and August (379 cases). Only one case was heard in June, 2018 and 122 cases were heard in May 2018, which are the months with least number of cases heard.

4.2 GRANT OF MINORITY STATUS CERTIFICATE:

The application form for grant of MSC is available on NCMEI Website (www.ncmei@nic.in). For the ease of the applicants/ petitioners; a checklist of the mandatory documents which are to be attached with the application form, is also available on the NCMEI website. The Institutions seeking MSC may apply online on

the Commissions Website and send the signed copy of the approved application for consideration of the Commission. The highlights of the MSCs granted by the Commission are given as under:

- Since inception of the Commission a total of $13,395 + 157 = 13552$.
- Minority Status Certificates (MSCs) have been issued till 31/03/2019. Total of 157 MSCs were issued during 2018-19 as compared to 466 MSCs to MEIs during the year 2017-18.
- State-wise list showing the Minority status certificates issued by the Commission during the 2018-19 is detailed in table 4.2.



Statewise Number of MSCs granted during 2018-19

S. No.	Name of the State	Number of MSCs issued during 2018-19
1.	Arunachal Pradesh	1
2.	Assam	3
3.	Bihar	3
4.	Gujarat	4
5.	Haryana	11
6.	Jharkhand	2
7.	Karnataka	16
8.	Kerala	26
9.	Meghalaya	1
10.	Madhya Pradesh	16
11.	Tamil Nadu	29
12.	Telangana	3
13.	Uttar Pradesh	39
14.	Uttarakhand	3
	Total	157

Table 4.2: State-wise status of MSCs granted by the Commission during 2018-19

- 39 MSCs were issued to MEI of Uttar Pradesh followed by 29 MSCs to Tamil Nadu and 26 MSC to Kerala.
- Community wise MSCs granted by the Commission during the year 2018-19 are Muslims -61, Christians-58, Jains-25, Sikhs-12 and Buddhists-1. **Of the total , 157 MSCs, 39% were granted to Muslim community followed by the Christian community with 37%.**

Christians	58
Muslims	61
Jains	25
Sikhs	12
Buddhists	1
Parsis	0

Table 4.3: Minority-wise MSCs granted during 2018-19

4.3. VERIFICATION OF SOCIETIES/ TRUSTS:

The Commission conducts random verification of the Society/Trust running a MEI in order to enhance transparency in the decision making with regard to award of MSCs. The cases are taken up with the Chief Secretary/Administrator of the concerned State/UT, for conducting investigation/verification on the existence/working of the educational institution and the functioning of the Society/Trust as per mandate of NCMEI.

Further, pursuant to NITI Aayog's instructions of 2016, all petitioners are asked to furnish the unique-ID allotted by the NITI Aayog Portal ,NGO Darpan wherein the name , address and name of the office bearers of the society/trust which runs the MEIs are provided. This information helps in cross verification of the corresponding details provided by the applicant in the application form for MSC.

4.4. NEW POLICY INITIATIVES TOWARDS e-GOVERNANCE

e-Governance is easy, effective and economical governance. The initiatives taken by the Commission during 2017-18 for proper implementation of the concept of e-Governance has been carried during 2018-19 also, with the objective of enhancing transparency, accuracy and efficiency in the



functioning of the Commission. Some of the initiatives are given as under:

(i) Dynamic NCMEI Website: M/s Akiko Sherman InfoTech, an empanelled vendor of NICSI, was engaged by the Commission with the help of NIC for developing a dynamic website of the Commission. The NCMEI website, provides updated information about:

- MSC application form applicable since 6/12/2018
- Checklist of the mandatory documents which are to be attached with the MSC application form
- Rights of MEIs
- Procedure for filing appeal for NOC
- Competent authorities in the States/UTs
- Grounds for cancellation of MSC
- Clarification regarding permanent nature of Minority Status granted which cannot be revised periodically
- Stated aims and objects of the society/trust

The Online case search facility for all the petitioners through multiple options such as State-wise, year-wise and community-wise is also available on the website.

- Daily Cause List /Court Orders / Judgments/Notices Served as per court orders are uploaded on the NCMEI Website <http://ncmei.gov.in>

on regular basis

- MSCs issued to the MEIs along with their Community details are uploaded on website

(ii) Implementation of e-Office: In order to digitize the administrative work of the office, e-office is working in NCMEI and the files of administration are dealt in e-office. All new receipts are scanned and uploaded on e-office.

(iii) Public Finance Management System (PFMS): Commission started using the PFMS system from the year 2017. This is a financial management platform which results in effective and easy fund utilization and tracking for better cash management. This has brought transparency in public expenditure and provides real-time information on availability of financial resource and funds utilization. This system is an important tool for improving governance.

(iv) Digitization of Records: Keeping in view the Hon'ble Prime Minister's vision on Digital India, it was decided to digitize all the files, wherein MSCs have been granted by the Commission to the MEIs. All such record has been uploaded on the website for view of general public to ensure transparency. During the year a total of 1682 court files have been digitized.

4.5 DEVELOPMENT AND IMPLEMENTATION OF e-COURT MODULE:

For the furtherance of the vision of the Ministry, the Commission has embarked upon



digitization of proceedings of the court and e-Court module provides efficient and time-bound citizen centric service delivery. It helps in enhancing judicial productivity both qualitatively and quantitatively and makes the justice delivery system affordable, accessible, cost effective, effective, transparent and speedy for the benefits of citizens.

M/s Akiko Sherman Infotech, an empanelled vendor of NICSI, was engaged by the Commission with the help of NIC for developing e-court programme which has been tried and tested with few real time cases/petitions. The Commission has gone live and online applications/petitions are being accepted and processed for grant of MSCs. In order to start e-court, the Commission has put all the computers in the office on the LAN for which leased line has been taken from Power Grid and MTNL.

E –Court Project: e-Court is an open source court management system (CMS) which is configurable and easily customizable with multi-tenancy support. It is designed to deploy in cloud infrastructure to manage multiple cases seamlessly. e-Court is a generic application, which addresses all major functional areas of the Commission. An Integrated CMS Suite consists of Hearing, Notices, MSC, Reports and Deficiency Suite.

Users can access all information and avail online service related to the status of the

Minority Certificate of their MEI. The Online search facility enhances transparency and effectiveness in dealing with grant of MSC to the MEIs.

The applicant/petitioner under e-Court can file his application “online” from the NCMEI website and the progress of processing of the application is available on the website and also intimated to the applicant, promptly through SMS and e-mail.

4.6 SWACHH BHARAT MISSION

With the aim to make India clean by 2nd October, 2019, Hon’ble Prime Minister has desired that all Central Government Ministries and its attached offices should observe Swachhta Pakhwada in a calendar year. A meeting with the employees was held in the conference room to create awareness on the Swachhta program and the importance of cleanliness in everyday life was highlighted. A number of initiatives have been taken and a cleanliness drive conducted in the premises from time to time during the year.

4.7. VIGILANCE OBSERVANCE WEEK:

Vigilance observance week from 29th October to 3rd November, 2018 was observed by the Commission and commenced by taking the Integrity Pledge on 29th October, 2018. The theme was “Eradicate Corruption – Build a New India”.



CHAPTER 5

Tours and Visits

The basic purpose of undertaking visits by Hon'ble Chairman and the Members of the Commission is to interact with the stakeholders and the members of the minority community with a view to understand the problems/ difficulties faced by the various stakeholders and to provide them a forum for discussion of their problems. This also affords an opportunity to the Commission to apprise the members of the minority community about their Constitutional rights as well as the role

and responsibilities of NCMEI. The tours and visits also provide opportunity to interact with the political functionaries and the bureaucrats in the State Governments and to ascertain the efforts and will of the State Governments towards ensuring the education of the Minorities. The tours and visits have helped in sensitizing the officials of the State Governments about the rights of minorities enshrined in Article 30(1) of the Constitution of India.

5.1.1. Details of the tours undertaken and meetings attended by Justice Narendra Kumar Jain, Chairman

S.No	Date	Place of visit	Purpose of visit and revevant outcomes
1.	12.10.2018 to 21.10.2018	Jaipur and Agra	During the tour, Hon'ble Chairman appraised the managers of these Minority Institutions about their educational rights enshrined in Art 30 (1) of the Constitutions of India and how NCMEI is protecting their rights. He also addressed them on management education. Management education is one of the most sought after career options and mushrooming institutions stand testimony to its popularity. Infrastructure and qualified faculty are prerequisite of sound Management. Hon'ble Chairman also informed managers of these minority institutions about various beneficial schemes launched by the Central Government for the minorities.
2.	02.11.2018 to 11.11.2018	Bundi, Deoli, Kota, Nainwan and Uniara Rajasthan	
3.	14.12.2018 to 19.12.2018	Bangalore, Karnataka	
4.	19.12.2018 to 06.01.2019	Jaipur, Deoli, Tonk, Awan, Ajmer, Nimbola, Jahajpur, Bhilwara, Boyada at Rajasthan	



S.No	Date	Place of visit	Purpose of visit and revevant outcomes
5.	13.01.2019	Alwar, Rajasthan	
6.	21.01.2019	Alwar via Bhiwadi Tijara, Alwar, Rajasthan	
7.	26.01.2019 to 27.01.2019	Shri Digambar Jain Atishay Kshetra Shri Mahavir Ji (Chandanpur Village), District Karauli, Rajasthan	
8.	29.01.2019 to 31.01.2019	Nainwan, District Bundi, Rajasthan	
9.	08.02.2019 to 10.02.2019	Nagar Fort, Deoli, Nainwan, Rajasthan	
10.	07.03.2019 to 11.03.2019	Kota, Deoli, Niwai etc., District Tonk, Rajasthan	

5.1.2. Details of the tours undertaken and official meetings attended by Hon'ble Member Dr. Baltej Singh Mann to various places during the year 2018-19.

S.No	Date	Place of visit	Purpose of visit and revevant outcomes
1.	03.08.2018	Delhi	Delivered lectures on the Status of Aligarh Muslim University organised by Lawyers for Nations of Supreme Court Indian Law Institute Delhi.



S.No	Date	Place of visit	Purpose of visit and revevant outcomes
2.	06.08.2018	Chandigarh	Held a meeting with Vice Chancellor, Punjab University, Chandigarh to review minority students scholarships and fellowships including minority students coaching for IAS and allied services. 2. Attended Conference at National Institute of Nursing Education, Conference Hall, PGIMER, Sector 12, Chandigarh regarding Minority Rights.
3.	23-8.2018 to 25-8-2018	Punjab and Chandigarh	Visited two Minority Educational Institutions and delivered lectures 1. Sri Guru Harkishan Senior Secondary Public School, Sec-40-C Chandigarh(UT) 2. Saupin's School Site No. 16 Sec-70, Mohali (Punjab)
4.	31.08.2018	New Delhi	Visited Minority Educational Institutions Guru Nanak Institute of Management (GNIM) and held meeting with the Principal and delivered lectures on the theme of Minority Students Empowerment, Punjabi Bagh, N.Delhi
5.	12.09.2018	Supreme Court of India New Delhi	Attended Symposium on the theme of the Challenges Faced by Minorities in Bangladesh and Solutions thereof organised by Human Rights Defense International and Adhivakta Parishad, Supreme Court.
6.	21-22.09. 2018	Indira Gandhi National Centre for Arts, New Delhi	Attended Seminar on the theme of message of National Integration in Sri Guru Granth Sahebs.
7.	24.09.2018	Patiala (Punjab)	Delivered lecture on Empowerment of Minority Students at Government Girls College, Patiala(Punjab) and held a meeting with Principal and Faculty.



S.No	Date	Programme	Report
8.	25.09.2018	Yamunanagar (Haryana)	Visited and delivered lecture at Minority Education Institutions:- Guru Nanak Khalsa College and GNKITM- Technical Campus.
9.	11.10.2018	Delhi	Delivered lecture on the Theme of Constitutional Safe guards for Minorities organised by Niti-Manthan at the Plenary Hall of Indian Law Institute.
10.	12-17.10.2018	UT Chandigarh and Himachal Pradesh	<ul style="list-style-type: none"> • Held a Meeting at Dagshai Public School regarding minority students empowerments. • Held a Meeting with Minority Educational Institutions of Shimla at Auckland Public School at Shimla. • Held a Meeting at Rashtriya Military School, Chail (HP) and interacted with students. • Visited Jawahar Navodya Vidhalya, Vill. Fatehpur Rajputan (Punjab) and delivered Prizes for Sports.
11.	13.10.2018	New Delhi	Participated in the discussion on the theme of Swami Vivekananda and his Contemporary Relevance organised by VIF, 3-San Martin Marg, Chankyapuri.
12.	26-29.10.2018	Haridwar & Rishikesh (Uttarakhand)	<ul style="list-style-type: none"> • Visited Minority Educational Institutions at Haridwar and Rishikesh. • Visited Patanjali University • Visited Sikh Minority Educational Institutions at Rishikesh.
13.	16.12.2018	New Delhi	Indian Economic Association 101st Annual Conference on the theme of ancient economic thoughts at Institute for Studies in Industrial Development, New Delhi.
14.	28.12.2018	Chandigarh	Visited Minority Educational Institutions: Vivek School, Chandigarh and held a meeting with the management and Principal.



S.No	Date	Place of visit	Purpose of visit and revevant outcomes
15.	29.12.2018	Amritsar (Punjab)	Held a meeting of Minority Educational Institution run by SGPC and reviewed their working.
16.	13.01.2019	New Delhi	Joined the Commemorative Coin Release Ceremony in honour of Guru Gobind Singh Ji, organised by Ministry of Culture Govt. of India at PM Residence 7 Lok Kalyan Marg, New Delhi.
17.	22-23.01. 2019	Jabalpur, Madhya Pradesh	Visited Minority Institutions: Mata Gujri Mahila Mahavidyalaya, Jabalpur and presided over Prize distribution function in addition to interaction with students
18.	08.02.2019	New Delhi	Attended Voice of the Nation Programme at NDMC Convention Centre.
19.	15.02.2019	New Delhi	Attended a Seminar on Law, Society and Collective Consciousness at Indian Law Institute.
20.	28.02.2019	Ranchi, Jharkhand	Visited Central University of Jharkhand and delivered a public lecture on the theme of Minority Education and interacted with minority students.
21.	19.03.2019	New Delhi	Attended ICSSR Seminar on the theme of Prospect and Retrospect Mata Sundari College DU, New Delhi Maharashtra Sadan, Kasturba Gandhi Marg.

5.1.3. Details of the tours undertaken and official meetings attended by Hon'ble Member Dr. Nahid Abidi to various places during the year 2018-19.

S.No	Date	Place of visit	Purpose of visit and revevant outcomes
1.	1-4-2018	Woodlem Park Public School, Ernakulam, Kollam, Kerala	Attended a meeting with the Director & representatives of minority institution in Woodlem Park Public School. Dr. Abidi discussed the issues being faced by Minority Institutions and gave various suggestions to strengthen the Minorities in Kerala, as requested.



S.No	Date	Place of visit	Purpose of visit and revevant outcomes
2.	28-4-2018	Telangana Private Schools Forum (TPSF), Hyderabad	Dr. Naheed Abidi attended a seminar on topic "Rights and Privileges of Minority Educational Institutions of India" as a Chief Guest. The points discussion in the seminar were: <ul style="list-style-type: none"> • Constitutional rights of Minorites in India • Powers and functions of National Commission for minority education institutions • Minority Status Certificate • Central/State Government Welfare Schemes of minorities in India
3.	29-4-2018	NASR Educational & Welfare Society, Khanpura, Karimnagar – 505 001, Telangana	A seminar was organized on "Empowerment of Minorities through Education" which Dr. Naheed Abidi attended as the Honorary Chief Guest.
4.	30-4-2018	Springfields Group of Schools	Dr. Naheed Abidi went for an Institutional visit at Springfield Group of Schools. Dr. Abidi was felicitated by the resident Principal in presence of the teaching staff.
5.	14-5-2018	Nation's Pride School, Asraway Kalan, Allahabad	Dr. Naheed Abidi attended an educational seminar organized by the school as Chief Guest. Several educationists, scholars and related personnel attended the seminar. Dr. Abidi emphasized that the Minorities should promote technical education other than religious education as well. She stressed on the importance of technical education for upliftment of social status of minorities.
6.	15-5-2018	Unity Public School, Allahabad	Attended a meeting organized by the school as presiding officer. Several personnel belonging to education sector of surrounding areas participated in the meeting. In the meeting, Dr. Abidi emphasized on promotion of technical



S.No	Date	Place of visit	Purpose of visit and revevant outcomes
7.	17-5-2018	Bal Bhartiya English School, Lohatiya, Naharpur, Varanasi, UP	education along with religious education as well for upliftment of social status of minorities. Bal Bhartiya English School, Lohatiya, Naharpur, Varanasi, UP, invited Dr. Naheed Abidi to attend the one day Educational Seminar. As the Chief Guest, she spoke about the rights of minority educational institutions and efforts of the government for uplifting of educational status of minorities. Dr. Abidi also explained the importance of Minority Status Certificate and role of NCMEI in this regard.
8.	18-5-2018	Chandauli Collectorate	Dr. Naheed Abidi attended a meeting with Zila Alp Sankhyak Adhikari at Chandauli Collectorate. This was followed by a visit to several Madrasas in the area.
9.	19-5-2018	Varanasi Collectorate	Dr. Naheed Abidi attended a meeting with Zila Alp Sankhyak Adhikari at Varanasi Collectorate.
10.	16-6-2018 to 18-6-2018	Eram Girls Degree College, Lucknow, Uttar Pradesh	On request of Mr. K.S. Saifi Yunus, Director, Eram Girls Degree College, Lucknow, Dr. Naheed Abidi attended a workshop organized for the said institution. As the esteemed Speaker, she spoke about the rights of minority educational institutions and efforts of the government for uplifting of educational status of minorities. Dr. Abidi also explained the role of minority institutions in nation building.
11.	18-6-2018 to 4-7-2018	Iran and Iraq	To attend the world conference organized by Madrasa Ayatullah Zafar-ul Millat in Iraq on the topic of "Shia Azadari in India".
12.	6-7-2018	Department of Higher Education, Ministry of Human Resources	Attended the 1 st meeting of reconstituted National Monitoring Committee for Minorities Education (NMCME) organised by Mo HRD, GoI.



S.No	Date	Place of visit	Purpose of visit and revevant outcomes
13.	15-8-2018	and Development, Government of India Deendayal Research Institute, 7E, Jhandewala Extn., New Delhi-110055	To attend the programme on the occasion of “The Unveiling of the Recreated Foyer of the DRI Building” at Deendayal Research Institute, 7E, Jhandewala Extn., New Delhi – 110 055
14.	20-8-2018 to 21-8-2018	Unique Vidyak Society, Varanasi, Uttar Pradesh	Attended the cultural function and felicitation ceremony as Chief Guest. It was organized by the society for minority children.
15.	23-8-2018 to 25-8-2018	Jamia Bab-e- Ilm Ghausiya, Chandauli, UP	Dr. Abidi attended the program which started by a felicitation ceremony which was followed by inauguration of a Sports competition. A newly built Computer Center was inaugurated and students were distributed ‘Protsahan Puraskar’. This was followed by a closing ceremony. A meeting held with principals and management of district minority education institutions creating awareness about various beneficial schemes for minority institutions being run by the Government.
16.	3-10-2018	Chief Minister Office, Lucknow, UP	Dr. Naheed Abidi met with Shri Yogi Adityanath, CM, UP and had a discussion on the state of minority education institutions in the state.
17.	3-10-2018 to 5-10-2018	Eram Educational Society, C- Block Indiranagar, Lucknow – 226 016, UP	Dr. Naheed Abidi was invited as “Chief Guest” to attend the conference organized on the topic of “Educational Development of Girls and Boys belong to Minority”. During the conference, Dr. Abidi emphasized that the Minorities should promote education other than religious education as well. She stressed on the importance of



S.No	Date	Place of visit	Purpose of visit and revevant outcomes
18.	4-10-2018	Rampur Raza Library, Rampur, UP	education for upliftment of social status of minorities Dr. Naheed Abidi was awarded The Nawab Raza Ali Khan Award at the “Nawab Faizullah Khan, Nawab Raza Ali Khan, Maulana Mohd. Ali Jouhar & Munshi Naval Kishore Awards Ceremony” Headed by Shri Ram Naik, Hon’ble Governor-Uttar Pradesh who also is the Chairman of Rampur Raza Library Board.
19.	21-10-2018	Members of the Executive Committee, Ghalib Institute	Attended the International Ghalib Seminar on “Concept of Time in Urdu Literature”. Justice Mr. Aftab Alam (Retd. Judge, SCI) presided over the seminar.
20.	25-10-2018	Lok Abhiyan, 10 Ashoka Road, New Delhi-110001	Attended the Birth Anniversary of Shri Atal Bihari Vajpayi as “Sushan Diwas”.
21.	30-1-2019	Rajghat Samadhi Samiti (MoHUA, Gol) & Ministry of Defence, Gol	Attended the “Sarva-Dharma-Prathna & Shaheed Diwas Samaroh” on 71 st Death Anniversary of Mahatma Gandhi The Father of Nation.
22.	3-2-2019	Muslim Rashtriya Manch	Attended a function organised by Muslim Rashtriya Manch
23.	7-2-2019	Embassy of Islamic Republic of Iran, No. 5, Barakhamba Road, New Delhi - 110001 Embassy of the Islamic	Attended the function on “Emerging Cultural Relations between India and Iran in the Present Scenario and Iranian Cultural Revivalism in the recent decades”. The primary speaker was Dr. Gholam Ali Haddad Adel, former Speaker of the Iranian Parliament and the chairman of Academic of Persian Language and Literature. Dr. Ali Cheghani, the Hon’ble Ambassador of Iran was also present on the occasion.



S.No	Date	Place of visit	Purpose of visit and revevant outcomes
24.	11-2-2019	Republic of Iran, New Delhi	Attended the programme of 40 th Anniversary of the Islamic Revolution of Iran, organised by Embassy of Islamic Republic of Iran, New Delhi
25.	16-2-2019	Women's Manifesto	To attend the valedictory session on "Women Leadership" organised by Women's Manifesto organisation, New Delhi
26.	16-2-2019 & 17-2-2019	Executive Committee, Ghalib Institute	Attended the National Seminar on "150 years of Ghalib Studies" in the memory of 150 th death anniversary of Mirza Ghalib and Golden Jublee Celebrations of Ghalib Institute.
27.	23-2-2019	J.B.G. National Higher Secondary School, Kannauj, Uttar Pradesh	To attend the "Annual Day Celebration programme as Chief Guest" organised by J.B.G. National Higher Secondary School, Kannauj, Uttar Pradesh.
28.	3-3-2019	Integral University, Lucknow	Attended the Valedictory function of "FIESTA: A Technical & Cultural Festival" at Integral University, Lucknow.
29.	30-3-2019 & 31-3-2019	Department of Jain-Bauddha Darshan, Faculty of Sanskrit Vidya Dharma Vignan, BHU, Varanasi & Shiromani Gurudwara Prabandhak Committee, Sri Amritsar	Attended a Two-day National Conference on 'Vishwa Bandhutva & Gurunanak Dev' on the pious occasion of 550 th Prakashotsav of Sri Guru Nanak Dev ji.



CHAPTER 6

Petitions and Complaints

The Commission registers cases as and when petitions for Grant of Minority Status Certificate or complains against the State Authorities or any other complaint is received. From 1st April, 2018 to 31st March, 2019, the Commission registered **716** petitions for grant of Minority Status Certificates, **27** appeal cases and **18** complains. During the year , **234**

cases were disposed and **157** Minority Status Certificates issued.

The Commission registered cases on issues such as State Governments not issuing or refusing to issue or delay in issuing the No Objection Certificate or refusal of minority status certificate to the applicants etc.



CHAPTER 7:

Cases Regarding Deprivation of Rights of Minority Educational Institutions and Affiliation to Universities

It is well settled that under Article 30 (1) of the Constitution, a religious or linguistic minority has a right to establish and administer educational institutions of its choice. The right, however, is subject to the regulatory powers of the State for maintaining and facilitating the excellence in educational standards. In the 11 Judges Bench decision of the Supreme Court in T.M.A. Pai Foundation vs. State of Karnataka (2002) 8 SCC 481, the Apex Court has explained the right to establish and administer an educational institution. The phrase employed in Article 30 (1) of the Constitution comprises of the following rights:

- a) to admit students;
- b) to set up a reasonable fee structure;
- c) to constitute a governing body;
- d) to appoint staff (teaching and non teaching); and
- e) to take action if there is dereliction of duty on the part of any of the employees.

The Commission subscribes to the view that the minority educational institutions should not fall below the standards of excellence expected of educational institutions under the guise of exclusive right of management. Regulatory measures for ensuring educational standards and maintaining excellence thereof are no

anathema to the protection conferred by Article 30 (1) of the Constitution. One of such case decided during the year is as follows

7.1. Case No. 871 of 2018

Z.A. Islamia College, Siwan, Bihar

Vs

**Registrar, Jai Prakash University,
Chhapra & Anr.**

The Petitioner College is a minority educational institution which started different career oriented courses on the basis of University Grants Commission (UGC) guidelines on career oriented courses. Despite fulfilling all the criteria and conditions no action was taken by respondent University for conducting the examinations of career oriented programmes stated by the petitioner college. The college approached National Commission for Minority Educational Institutions (NCMEI) in 2008, with the prayer that the Commission may direct the University for conducting the examination for the courses in question. The Commission disposed of the case in September, 2009 by directing the Chancellor's Secretariat for approving the related regulations and ordinances for conducting examinations for career oriented courses.

As no action was taken by the Chancellor's Secretariat and affiliating university, the petitioner college approached



the Commission in 2018. The case was registered as Case no. 871 of 2018 in July, 2018 and two hearings were held. The notices were issued to Registrar, Jai Prakash

University, Chhapra, Bihar and Secretary, HRD, Govt. of Bihar. The Case is due for hearing on 01.08.2019.



CHAPTER 8

References From Central Government and State Governments and Commission's Recommendations

As per Section 11 (a) of the Act, the Commission has been empowered to advise the Central Government or any State Government on any question relating to the education of minorities that may be referred to it. Some of the references and recommendations of the Commission thereon are given as under:

8.1. REFERENCE FROM VICE-CHAIRMAN, NATIONAL COMMISSION FOR MINORITIES:

A Reference was received in June-2018 from vice-chairman National Commission for Minorities regarding grant of Minority Status to the coaching centers run by Minority communities for preparing the students for civil services examination,.

The Commission in January, 2019 observed that the said coaching centers are not affiliated by any University / Board or any other regulatory bodies hence are out of the purview of the NCMEI Act, 2004.

8.2. REFERENCE FROM STATE MINORITY COMMISSION TAMIL NADU:

A reference was received in the Commission in August, 2018 from the State Minority Commission, Tamil Nadu in which it was requested that the NCMEI may entrust the job of Monitoring of the Educational Institutions to TNSMC in cases of appeal

relating to minority status which require some field level investigation. It was mentioned in the letter that The Tamil Nadu State Minorities Commission (TNSMC) has statutory power to investigate and report upon the matters relating to the Minority Educational Institutions.

It was further mentioned in the reference that historically the Government of Tamil Nadu created a separate Department viz. "Directorate of Minorities Welfare" with a view to improve the social and educational status of the minorities in the State. The Department was implementing various welfare schemes for the benefit of minorities since its establishment (in 2007).

It was requested in the letter that though the State has nominated Departments of School Education & Collegiate Education as complement authorities for granting NOC to MEIs, the services of TNSMC may also be utilized by NCMEI for verification of records and consider the TNSMC as a recommending body for grant of minority status to educational institutions.

In response to the reference, NCMEI in October, 2018 stated that services of TNSMC can not be utilised. As per the NCMEI Act the State Government is required to appoint the Competent Authority for granting NOC to MEIs. The State Government has already appointed the Departments of School Education & Collegiate Education as Competent Authority



for the purpose. However, the Commission could avail the services of TNSMC whenever any report with regard to the Minority Educational Institution as required in the Commission from the State Government.



CHAPTER- 9:

Recommendations for the Integrated Development of Education of Minorities

The Commission has recommended integrated development of education for minorities from time to time along with the protection of their educational rights through its court orders. In this direction a landmark judgement was given by the court of the Commission in April, 2018, in the case no. 403 of 2017. The detail is given as under:

9.1. Case No. 403 OF 2017

The case Mata Gujri Mahila Mahavidyalaya (Autonomous), Civil Centre, Marahatal, Jabalpur, Madhya Pradesh Vs. Commissioner, Backward Classes and Minority Welfare Department, Government of Madhya Pradesh was registered in 2017. The case was heard in the Court of the Commission four times in 2017-2018. The verdict of the case was finally given on 11/4/2018. The details of the order are given as under: -

The Commissioner, Backward Classes and Minority Welfare Department, Madhya Pradesh granted temporary Minority Status Certificate on 03/01/2012. It was urged for conversion of the temporary MSC into a permanent one. In the Commission's considered opinion the said submission of the petitioner had merit.

It was observed in the Court that in N. Ammad vs. Emjay High School (1988) 6 SCC 674, the Supreme Court had held that a minority educational institution continues to be so whether the Government declares it as such or not. When the Government declares an

educational institution as a minority institution, it merely recognizes a factual position that the institution was established and is being administered by a minority community. The declaration is merely an open acceptance of the legal character of the institution which must necessarily have existed antecedent to such declaration.

It was also observed that the issue as to whether the minority status granted to institutions were bound to be renewed periodically had already been considered by the Madras High Court in T.K.V.T.S.S. Medical Educational & Charitable Trust vs. State of Tamil Nadu AIR 2002 Madras 42. It has been held **that a minority status cannot be conferred on a minority educational institution for a particular period and it cannot be renewed periodically like a driving license. It is not open for the State Government to review its earlier order conferring minority status on a minority educational institution unless it is shown that the institution concerned has suppressed any material fact while passing the order of conferral of minority status or there is fundamental change of circumstances warranting cancellation of the earlier order.** Reference may, in this connection, be made to the following observations of their lordships:-

“.....In conclusion, we hold that, **if, any entity is once declared as minority entitling to the rights envisaged under**



Article 30(1) of the Constitution of India, unless there is fundamental change of circumstances or suppression of facts, the Government has no power to take away that cherished constitutional right which is a fundamental right and that too by an ordinary letter without being preceded by a fair hearing in conformity with the principles of natural justice.”

(emphasis supplied)

“Thus, the minority status once granted need not to be renewed periodically. Once the Government is satisfied and has granted the declaration, the same would hold good permanently.

Relying on the afore cited judgment of the Madras High Court, the Commission found and

held that the petitioner institution is a minority educational institution within the meaning of Section 2(g) of the National Commission for Minority Educational Institutions Act. The minority status certificate to be issued accordingly.”

This judgment facilitated integration of various aspects of educational development of the minorities because integrated development is not possible without a permanent minority status to an institution. Periodical renewal system affords unwarranted interference of the State in smooth administration of such institutions and thereby hampers endeavours on part of Minority Institutions to integrate and converge the disparate educational components.



CHAPTER 10

Instances of Violation or Deprivation of Educational Rights of the Minorities

The Commission has mandate to redress the instances of violation of educational rights of the Minorities. Like previous years, the Commission has taken up various issues in this regard during the 2018-19 also. One such exemplary case taken up by the Commission is given as under:

10.1 Case No. 2031 of 2014:

The Case was regarding a news item which had been published in the “Times of India” on 2nd September 2014, reporting that over 14,800 Muslim students across 100 Delhi government schools are being forced to study “Sanskrit” as there is no recruitment of Urdu teachers. The Commission took a proactive suo motu stand and the news items was registered as a petition by this Commission vide order dated 4.9.2014.

Thereafter, notices were issued to the 4 respondents given as under

1. The Assistant Director of Education (Act), Directorate of Education, Government of NCT of Delhi, Room NO. 214-A, Old Secretariat, Delhi- 110 054.
2. Commissioner, North Delhi Municipal Corporation, Civic Centre, J.N. Marg, Minto Road, New Delhi- 110 022.
3. Commissioner, South Delhi Municipal Corporation, 419, Udyog Sadan, Patparganj Industrial Area, New Delhi- 110 096.

4. The Chief Executive Officer, Office of Cantonment Board, Sadar Bazar, Delhi Cantt- 110 010.

The Court of the Commission heard the learned counsel for the respondent 10 times from 04/09/2014 to 12/2/2019 and perused the record submitted in the court. After hearing all the respondents, the Hon'ble court delivered the judgment on 12/2/2019 which reads as follows:

“It transpires from the controversy that this is a case of linguistic minority. We have gone through the entire controversy. This is an old case of the Commission. After perusal of the replies and also the intention of the respondents, nothing survives in the petition. It is also made clear that if there is any need, minority class may approach this Commission at relevant period of time. Looking to the above observations, this petition is disposed of accordingly. “

10.2. CASE NO. 603 OF 2018:

St. Thomas Senior Secondary School, Sector - 8, Faridabad, Haryana – 121006

Vs.

District Educational Officer / Block Educational Officer of Faridabad, Haryana.

A complaint has been received on 22.05.2018 from the Principal, St. Thomas Senior Secondary School, Sector - 8, Faridabad, Haryana – 121006 against the District Educational Officer/Block Educational



Officer of Faridabad, Haryana, seeking clarification whether Right of Children to Free and Compulsory Education Act 2009 is applicable to Minority Education Institutions.

Despite issuing of notices by registered /speed post to the respondent, District Educational Officer/ Block Educational Officer of Faridabad, Haryana, none appeared on behalf of the respondents.

It is very much clear from the judgment dated 06/05/2004 passed by the Hon'ble Supreme Court in Pramati Educational & Cultural Trust & Others Vs. Union of India & Ors. (in Writ Petition (C) No. 416 of 2012 reported in "2014 AIR SCW 2859" and "(2014) 8 SCC 1" which held that the Act of 2009 in so far as it applies to minority Schools, aided or unaided, covered under clause (1) of article 30 of the Constitution is ultravires the Constitution.

The aforesaid proposition of law establishes that Right to Education (RTE) Act, 2009 is not applicable to Minority schools, aided or unaided.

After above clarification and judgment of Hon'ble Supreme Court nothing survived in this petition. Hence, the petition was disposed of accordingly.

This kind of judgments of the Commission become landmark for protection of minority rights.

10.3 CASE NO. 350 of 2017

Global Concept School, Kodliya Khedi Road, Karhi, District Khargone, Madhya Pradesh-451 220

Versus

Commissioner, Backward Classes & Minority Welfare Department, Government of Madhya Pradesh

The petitioner has not applied before the competent authority of the State Government for No Objection Certificate. As per the Judgment of the Hon'ble Supreme Court dated 18/4/2018 in Civil Appeal No. 3945 of 2018, the Hon'ble Court has held that any person who desires to establish a minority educational institution after the amendment Act of 2006 came into force must apply to the competent authority for grant of No Objection Certificate for the said purpose.

All applications for the establishment of a minority educational institution after the amendment Act of 2006 must go only to the competent authority set up under the statute.

The above observation of the Commission has been noted in several judgments/court hearings, which has resulted either in withdrawal or dismissal of the cases during the year. Considering the difficulties faced by the Minority Communities in obtaining No Objection Certificate for applying for Minority Status of the MEIs established by them, the Commission had requested the State Government to appoint the Competent Authority in the States/UTs under Section 10 (1) of NCMEI Act, for furnishing the 'No Objection Certificate' to the applicant Minority Educational Institutions.

A total of 22 States/UTs have appointed Competent Authority for issue of NOC to the MEIs. The NCMEI Act is not applicable to J&K.

10.4 Misc -CASE NO. 01 of 2019

1. M.A. Rangoonwla College of Dental Sciences & Research Centre, Pune, Through its Principal, Dr. Ramandeep Dugal, 2390- B, K.B. Hidayatullah Road, Azam Campus, Camp, Pune- 411001 (Maharashtra).

2. Maharashtra Cosmopolitan Educational



Society, Pune, 2390- B, K.B. Hidayatullah Road, Azam Campus, Through its President Shri P.A. Inamdar

Versus

1. The Admission Regulating authority Through its Secretary, New Excellesor Building Fort, Mumbai.

2. The Registrar, Maharashtra University of Health Sciences, Dindoti Road, Mahsrul, Nashik Maharashtra

3. The Director of Medical education & Research Maharashtra State, St. George Hospital Compound Mumbai.

This application was filed by Mr. P.A. Inamdar for seeking direction of the Commission for Respondent No. 2, the University to issue internship completion certificate as well as BDS Pass University Degree Certificate to Mr. Najmabadi Sina Mohammad Hadi. It was registered as Miscellaneous Case.

It has been written in the order that "it transpires from the record that vide order dated 28.3.2016 passed by this Commission in Case No. 305 of 2016, this Commission hold that the impugned action of the respondent university in withholding the result of the aforesaid student without just and sufficient grounds is violative of the educational rights of the minorities guaranteed under Article 30 (1) of the Constitution and directed the respondent University to declare the result of the aforesaid student of the foreign country".

In the interest of justice, notices have been issued to the Respondent No. 2 and 3 along with a copy of the application filed by Mr. P.A. Inamdar. The respondents did not

appear in the court in 2 sittings and the case is listed for final hearing on 23.04.2019.

The Commission registers such cases and passes judgments and also gives appropriate directions to the concerned authorities to ensure and safeguard the rights and interests of Minority Communities.

10.5 CASE NO. 811 of 2016

Mrs. Nishita Hansa Das, Principal, Burgess English Hr. Sec. School, C/o Mr. Suman Das, Pooja Medical Store, Shefere School Chowk, Kundudan, Bilaspur, Chhattisgarh

Vs.

Commissioner, Schedule Tribal & Schedule Caste Development, Government of Chhattisgarh

The case was registered in the Commission in 2016 on the complaint of Mrs. Nishita Hansa Das wherein it was prayed that *she was mentally harrassed by the authorities of Chhattisgarh Diocese Board Of Education. Being Minority in religion and also an employee of MEI, it is the duty of employer to safeguard employee and stop victimization of employee at job place.*

The case was heard on several occasions and in the final hearing on 14.03.2019, the *learned counsel for the complainant filed a letter dated 26.2.2018, which was taken on record. It is mentioned in the letter that Mrs Nishita Hansa Das, has been reinstated as Principal in the respondent institution from 27.2.2018. Learned counsel for the petitioner does not want to press this complaint and, therefore, this complaint has become infructuous. Accordingly, this complaint is dismissed as infructuous. This petition was disposed of accordingly.*



CHAPTER 11

Conclusion

1. Article 30 of the Constitution relating to educational rights of minorities specifically stipulates that: “all minorities, whether based on religion or language, shall have the right to establish and administer educational institutions of their choice.”

2. Article 30(1) refers to both religious and linguistic minorities. However, Section 2(f) of the NCMEI Act restricts the definition of minorities as a community notified by the Central Government.

3. The Central Government has notified 6 communities, namely Muslims, Christians, Sikhs, Buddhists, Jains and Zorastrians (Parsees) as the six minority communities. Therefore, linguistic minorities at present do not fall within the ambit of the NCMEI Act.

4. Commission has been getting many applications for grant of linguistic minority status from various educational institutions. Commission has also been getting petitions/ applications for redressal of grievances from linguistic minority educational institutions. All such references are being disposed of by the Commission by informing the petitioners that linguistic minorities do not fall within the ambit of the provisions of the NCMEI Act.

5. Although, the Parliamentary Standing Committee to the Ministry of Human Resource Development (MHRD) has recommended for inclusion of linguistic minorities within the ambit of the NCMEI Act, so far the issue has not seen its finality. Since Article 30(1) confers fundamental right on religious as well as linguistic minorities, interest of equity and

justice require that linguistic minorities should also be brought within the domain of the NCMEI Act by incorporating suitable amendments therein. The Commission recommends accordingly.

6. The Commission feels all the state government and union territories should establish a single-window system for grant of minority status certificate. Decentralisation can be considered for receipt of applications at district/ zilla parishad/ taluka level where, after receipt of application, scrutiny/ inspection can be done within a time-bound manner before forwarding the application to the nodal authority for grant of minority status certificate. All state governments and union territories should set up such a mechanism and give wide publicity to it.

7. Some state government authorities grant minority status certificate only for a temporary period. Commission has unambiguously held that minority status certificate cannot be granted for a limited duration. It has also been held by the Madras High Court in T.K.V.T.S.S. Medical Educational & Charitable Trust vs. State of Tamil Nadu, AIR 2002 Madras 42 that minority status cannot be conferred on a minority educational institution for a particular period to be renewed periodically like a driving license. It is not open for the state government to review its earlier order conferring minority status on a minority educational institution unless it is shown that the institution concerned has suppressed any material fact while seeking minority status or there is fundamental change of circumstances



warranting cancellation of the earlier order. Reference may, in this connection, be made to the following observations of their lordships:-

“.....In conclusion, we hold that if any entity is once declared as minority entitling to the rights envisaged under Article 30(1) of the Constitution of India, unless there is fundamental change of circumstances or suppression of facts, the Government has no power to take away that cherished constitutional right which is a fundamental right and that too, by an ordinary letter without being preceded by a fair hearing in conformity with the principles of natural justice.”

Accordingly, Commission recommends to the state governments that minority status certificate should be granted on a permanent basis which can be withdrawn or cancelled only after following due process of law.

8 Commission receives requests for issuance of linguistic minority status certificates from various educational institutions administered by different societies on the ground that they have been established and being administered by the linguistic minority. Commission has also been getting petitions/ applications for redressal of

grievances from linguistic minority educational institutions. In fact, some of the petitioners have approached different civil courts and in few cases, the Hon'ble High Court, while granting liberty to these educational institutions to make representation to NCMEI seeking declaration of the minority status, being linguistic or religious has empowered the Commission to decide the minority status of the educational institutions.

As discussed earlier in this report, Linguistic minorities are not included under the National Commission for Minority Educational Institutions Act, 2004. The Ministry of Minority Affairs is the Administrative Ministry of National Commissioner for Linguistic Minorities.

The application format for MSC has also been changed from the year 2018 (Annexure-1). The Institutions need to apply in the prescribed format either offline or online and has to submit five sets of dully filled up applications with relevant documents. Further, as per Section 10 of NCMEI Act, 2004, the NOC from the State Competent Authority is required for consideration of cases for granting of MSC. The list of State Competent Authorities is at annexure-II.





ANNEXURES TO THE REPORT



ANNEXURE I

APPLICABLE FROM 01.07.2018

NATIONAL COMMISSION FOR MINORITY EDUCATIONAL INSTITUTIONS

Ministry of Human Resource Development

(Govt. of India)

APPLICATION FOR MINORITY STATUS CERTIFICATE (TO BE SUBMITTED IN DUPLICATE)

1. (a) Is the institution run by an individual or by a trust/society:
 - (i) If it is run by a trust/society, indicate unique ID of trust/society as given by the NITI Aayog portal NGO Darpan (It is not needed only in the case of institutions run by individuals). Further, the details given in the form should match with corresponding detail as available on the ngo darpan web site (<http://ngo.india.gov.in>)
 - (b) Name and address of the institution
 - (c) Name and address(with PIN Code)of the President/ Secretary of the Trust/ Society or of individual
 - (d) Contact No
 - (e) e mail ID of the society (individual if the institution is run by individual):
2. Whether the applicant institution had ever applied to NCMEI for grant of minority status certificate? If so, furnish reference number and date along with orders of the Commission.
3. Whether the applicant **INSTITUTION'S** claim is based on religious or linguistic minority?
4. Whether the applicant institution has been established and administered by:
 - (a) Religious minority(Tick on appropriate)

Muslim	Christian	Sikh	Jain	Buddhist	Parsee
--------	-----------	------	------	----------	--------
 - or
 - (b) Linguistic minority (pl note that the Commission does not entertain application from linguistic minority).
5. Whether any competent authority in the State/ UT has been authorized to issue minority status certificate to minority educational institutions. If so, furnish details.
6. Whether an application has been moved with the authority concerned? If yes, attach a copy of your application with the following information:



- (a) Date of application
 - (b) Acknowledgement / Proof of Service
 - (c) The application:
 - (i) Is rejected
 - (ii) Is still pending.
 - (d) In case of rejection, the reason therefore. (Attach a copy of the order or rejection letter)
 - (e) The date on which the order of rejection has been communicated to you.
7. If your application is still pending, what is the current status of your application.
8. Date(s) of reminder(s) sent by you to the competent authority and replies received, if any, in this regard.
9. Details pertaining to the Society/ Trust
- (a) Name and Address (with PIN Code) of the Society/ Trust (This should match the details provided by the Trust / Society on <http://ngo.india.gov.in>)
 - (b) Whether it is registered (attach a copy of the certificate of registration)
 - (c) Attach a copy of the MOA of Society/ Trust deed
 - (d) Name and addresses of the founding Members/ Mutwallis/ Trustees and their religion.
 - (e) Whether the MoA of the Society/ Trust Deed has been amended at any time and, if yes, attach a copy of the amended MOA of Society / Trust Deed.
10. Details pertaining to the Institution
- (a) The year in which the institution has been established.
 - (b) Who established the institution.
 - (c) Details of existing students and teachers / faculties from minority communities may be furnished in the table given below :

	NUMBER AS ON _____						TOTAL	
	Muslim (A)	Christian (B)	Sikh (C)	Jain (D)	Budhist (E)	Parsee (F)	Hindu + Other (G)	A+B+C+ D+E+ F+G
Student								
Teacher / Faculty								



-
- (d) Names and Addresses of the present Trustees/ Mutwallis/ Members of the Governing Body and their religion.
 - (e) Whether the Trust/ Society of the applicant institution has been recognised by any court or competent authority as Religious/? If yes, provide details.
 - (f) Whether the minority status of the applicant institution has been withdrawn/ cancelled by the competent authority at any time. If yes, on what grounds.
 - (g) Whether the name of the institution or its ownership has changed since its inception and if so the details thereof.
 - (h) Have you ever approached any judicial forum including Supreme Court or High Court for grant of minority status to the applicant institution? If so, furnish details and give present status.
 - (i) Is the applicant institution affiliated to the State Board or Central Board or University. Furnish details including copy of order/ letter of affiliation.
 - (j) Whether the institution was recognised/ de-recognised by any competent authority?

11. Whether the institution is aided / un-aided



DECLARATION

I, _____ Chairman/President/Secretary on behalf of the _____ Society, hereby declare that the particulars furnished above are true to the best of my knowledge and belief, and that if any detail is found on verification/ inspection to be false, the Commission shall cancel the minority status certificate awarded to the institution. The decision of the Commission in this regard shall be final.

Chairman/ President / Secretary
(for and on behalf of the Institution)

With Seal

Place:

Date:



ANNEXURE-II

COMPETENT AUTHORITY DETAILS

S.No.	State	Competent Authority under Section 10	Authority under Section 12(B)
1.	Andhra Pradesh		Principal Secretary to Govt. (Ex-officio) Minorities Welfare Department A.P. Secretariat, Hyderabad, (Andhra Pradesh) T : 040-2345 9290 Prisecy-mw@ap.gov.in jsmwdeptap@gmail.com
2.	Arunachal Pradesh	Shri Pagli Sora Deputy Secretary (Education) Govt. of Arunachal Pradesh Civil Secretariat, Education Branch, Block No. 1, 3 rd Floor, PO Itanagar-791 111 M : 096121 05080 dysecyedn@gmail.com	Shri Pagli Sora Deputy Secretary (Education) Govt. of Arunachal Pradesh Civil Secretariat, Education Branch, Block No. 1, 3 rd Floor, PO Itanagar-791 111 M : 096121 05080 dysecyedn@gmail.com
3.	Assam		Joint Secretary Education Department (Higher), Assam Secretariat, Block C, Secretariat Complex, Dispur, Guwahati-6 Assam
4.	Bihar		Secretary Human Resource Development Department, Government of Bihar, Secretariat, Patna, Bihar



S.No.	State	Competent Authority under Section 10	Authority under Section 12(B)
5.	Chhattisgarh	Shri Neelkanth Tikam Joint Secretary House No. 42, Floral City, DUNDA, Old Dhamtary Road, Raipur (Chhattisgarh) T : 0771-2510088 M : 094255 98888	Shri Neelkanth Tikam Joint Secretary House No. 42, Floral City, DUNDA, Old Dhamtary Road, Raipur (Chhattisgarh) T : 0771-2510088 M : 094255 98888
6.	Goa	Shri Dharmendra Sharma Secretary (Home) Secretariat, Porvorim – Goa T : 0832-2419401 F : 0832-2415201 M: 07030297860 CS-goa@nic.in	Shri Dharmendra Sharma Secretary (Home) Secretariat, Porvorim – Goa T : 0832-2419401 F : 0832-2415201 M: 07030297860 CS-goa@nic.in
7.	Gujarat		Commissioner of Schools, Commissionerate of Mid Day Meals and Schools, Government of Gujarat, Sector 10, Gandhinagar Ds-pri-edu@gujarat.gov.in Js-sec-edu@gujarat.gov.in Commissioner of Technical Education 2 nd Floor, Block No. 2, Dr. Jivraj Mehta Bhavan, Gandhinagar-382 010 T : 079-2325 3546 F : 079-2325 3539 dteguj@yahoo.co.in
8.	Haryana	Nodal officer Deputy Director Directorate of Secondary Education, Haryana, Shiksha Sadan, 2 nd Floor, Sector-5, Panchkula(Haryana) dseps13@gmail.com	Finance Commissioner & Principal Secretary Education Department, Government of Haryana, Civil Secretariat, Chandigarh, Haryana – 160 001 edusecondaryhry@gmail.com



S.No.	State	Competent Authority under Section 10	Authority under Section 12(B)
9.	Himachal Pradesh	Shri Brij Lal Vinta, Director Directorate of Higher Education Shimla –I Himachal Pradesh T : 0177-2656621 Dir.edu@rediffmail.com	Shri Brij Lal Vinta, Director Directorate of Higher Education Department, Government of Himachal Pradesh, Shimla – 1, T: 0177-2656621 F: 0177-2811247 dir.edu@rediffmail.com
10.	J&K	NCMEI Act not applicable	
11.	Jharkhand	Shri Kirpa Nand Jha Director, Primary Education Jharkhand, Ranchi Directorate of Primary Education School Education & Literacy Department, Jharkhand, Ranchi T : 0651-2401797, 2401733 M : 09431108397 Primaru896@gmail.com	Shri Manish Ranjan Director, Secondary Education Directorate of Secondary Education School Education & Literacy Department, Jharkhand, Ranchi T : 0651-2400973 M : 09431114939, 9430177777 dirseccednjhk@rediffmail.com
12.	Karnataka	Sri Jawaid Akhtar Principal Secretary to Govt. Education Department (Higher Education) Govt. of Karnataka Sixth Floor, Multi Storeyed Building, Bengaluru Karnataka 560001 T: 080-22252437 F: 080-22253756 prshigh-edu@karnataka.gov.in	Sri Jawaid Akhtar Principal Secretary to Govt. Education Department (Higher Education) Govt. of Karnataka Sixth Floor, Multi Storeyed Building, Bengaluru Karnataka 560001 T: 080-22252437 F: 080-22253756 prshigh-edu@karnataka.gov.in
13.	Kerala		Secretary General Education Department, Government of Kerala, Thiruvananthapuram, Kerala secy.gedu@kerala.gov.in secy@education.kerala.gov.in



S.No.	State	Competent Authority under Section 10	Authority under Section 12(B)
			Principal Secretary Higher Education Department, Government of Kerala, Thiruvananthapuram, Kerala secy.hedu@kerala.gov.in
14.	Madhya Pradesh	Shri Ramesh S. Thete Secretary, IAS Room No. 339, Backward Classes & Minority Welfare Department, Govt. of MP, Mantralaya, Bhopal, Madhya Pradesh T: 0755-2550957 F: 0755-2555553 M: 098934 88975 secobc2017@gmail.com bcbpl@nic.in	Shri Ramesh S. Thete Secretary, IAS Room No. 339, Backward Classes & Minority Welfare Department, Govt. of MP, Mantralaya, Bhopal, Madhya Pradesh T: 0755-2550957 F: 0755-2555553 M: 098934 88975 secobc2017@gmail.com bcbpl@nic.in
15.	Maharashtra		Shri Sandesh C. Tadvi Deputy Secretary Minorities Development Department Room No. 715, Mantralaya (Annexe), Mumbai-32 T : 022-22830031 F : 022-22830626 M : 09967311158 Sandesh.tadvi@nic.in
16.	Manipur		Principal Secretary School Education Department, Government of Manipur contact@manipureducation.gov.in
17.	Meghalaya	Shri W.R. Lyngdoh, IAS Sec- retary, Education Department Govt. of Meghalaya	Shri W.R. Lyngdoh, IAS Secretary, Education Department Govt. of Meghalaya



S.No.	State	Competent Authority under Section 10	Authority under Section 12(B)
			Additional Secretariat Meghalaya: Shillong-793001 dwahlang@yahoo.com
18.	Mizoram	Home Secretary Mizoram Secretariat, NCC T : 0389-2322411 F : 0389-2322745 M : 7085055193 cs_miz@rediffmail.com	Home Secretary Mizoram Secretariat, NCC T : 0389-2322411 F : 0389-2322745 M : 7085055193 cs_miz@rediffmail.com
19.	Nagaland	Shri Wonthungo Tsopoe Addl. Director (HOD), School Education, Nagaland Directorate of School Education, Nagaland, Kohima – 797001 M : 094366 08991 T : 0370-2260110 (R) F : 0370-2260041 wonthungo@gmail.com	Shri Wonthungo Tsopoe Addl. Director (HOD), School Education, Nagaland Directorate of School Education, Nagaland, Kohima – 797001 M : 094366 08991 T : 0370-2260110 (R) F : 0370-2260041 wonthungo@gmail.com
20.	Orissa		Principal Secretary School & Mass Education Department, Government of Orissa, Secretariat, Bhubaneshwar, Orissa – 751 001 secysme@gmail.com secysme.od@nic.in
21.	Punjab		Secretary, Higher Education Department, Room No. 510, 5th Floor, Mini Sectt., Sector 9, Chandigarh secy.se@punjab.gov.in



S.No.	State	Competent Authority under Section 10	Authority under Section 12(B)
22.	Rajasthan	Shri Vipin Chandra Sharmas Addl. Chief Secretary to Govt. of Rajasthan Department of Minority Affairs & Waqf Room No. 8145, SSO Building, State Secretariat, Jaipur-302005 Rajasthan T : 0141-2227635 psmarajasthan@gmail.com	Shri Vipin Chandra Sharmas Addl. Chief Secretary to Govt. of Rajasthan Department of Minority Affairs & Waqf Room No. 8145, SSO Building, State Secretariat, Jaipur-302005 Rajasthan T : 0141-2227635 psmarajasthan@gmail.com
23.	Sikkim	Mrs. Mamta Thapa Principal Director, Exams & Scholarship / Registering Authority, Private Schools Human Resource Develop- ment Department, Govt. of Sikkim, Gangtok. T: 09933029580 ugenhrdd@gmail.com	Shri G.P. Upadhaya Additional Chief Secretary (Secretary-in-charge of HRDD) Human Resource Development Department, Govt. of Sikkim, Gangtok gupadhaya@gmail.com
24.	Tamil Nadu	Medical Education: Principal Secretary to Government, Health and Family Welfare Department Secretariat, Chennai, Tamil Nadu	Principal Secretary School Education Department, Government of Tamil Nadu, Fort St. George, Secretariat, Chennai, Tamil Nadu – 9 schsec@tn.gov.in Principal Secretary Higher Education Department, Government of Tamil Nadu, Fort St. George, Secretariat, Chennai, Tamil Nadu – 9 Medical Education : Principal Secretary to Government, Health and Family Welfare Department



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			Secretariat, Chennai, Tamil Nadu hfwsec@gmail.com
25.	Tripura	Shri M.L. Dey, IAS Secretary to the Govt. of Tripura Minorities Welfare Department, Secretariat Building, New Capital Complex, Agartala T: 0381-241-5587 M: 09436459298 deyml@hotmail.com	Shri M.L. Dey, IAS Secretary to the Govt. of Tripura Minorities Welfare Department, Secretariat Building, New Capital Complex, Agartala T: 0381-241-5587 M: 09436459298 deyml@hotmail.com
26.	Telangana	Sri Syed Omer Jaleel, IAS Secretary to Govt.Minorities Welfare Department D-Block, Ground Floor, Telangana Secretariat, Hyderabad-500 022 T : 040-23452983 F : 040-23459906 M : 09441481455 Secy.mwts@gmail.com	Sri Syed Omer Jaleel, IAS Secretary to Govt. Minorities Welfare Department D-Block, Ground Floor, Telangana Secretariat, Hyderabad-500 022 T : 040-23452983 F : 040-23459906 M : 09441481455 Secy.mwts@gmail.com
27.	Uttar Pradesh	Shri Anil Garg Secretary Department of Higher Education Government of UP 11, Naveen Bhawan, Secretariat, Lucknow (UP) pshighereducation@gmail.com Mrs. Monika S. Garg, Principal Secretary Technical Education Government of UP 03, Naveen Bhawan, Secretariat, Lucknow (UP) psectecedu@gmail.com	Deputy Director Minorities Welfare Department, 6th Floor, Indira Bhavan, Lucknow Uttar Pradesh



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		<p>Shri Bhuvnesh Kumar Secretary Professional Education Government of UP R.N.-19. 3rd Floor, Sachiv Bhawan Secretariat, Lucknow (UP) secyvesd@gmail.com</p> <p>Shri Jitendra Kumar Principal Secretary Secondary Education CBSE R.N. 15, Naveen Bhawan Secretariat,Lucknow (UP) secondaryeducation.11@gmail.com</p>	
28.	Uttarakhand	<p>Dr. Ranbir Singh Deputy Chief Secretary (Upper Mukhya Sachiv) Higher Education Uttarakhand Govt. Room No. 305, 3rd Floor, Late Dr. APJ Abdul Kalam Building (CM Building), 4, Subhash Road, Uttarakhand Secretariat Dehradun (Uttarakhand) T: 2712057 (Off) R: 2733522 F: 2712803 M: 9412992136 plshukla@gmail.com</p>	<p>Secretary School Education Department, Government of Uttarakhand, Mayor Vihar, Sahastra Dhara Road, Dehradun, Uttarakhand</p>
29.	West Bengal	<p>Mr. G.H. Obaidur Rahman, IAS Commissioner Govt. of West Bengal Minority Affairs & Madrasah Education Department, "NABANNA", 325, Sarat Chatterjee Road,</p>	<p>Mr. G.H. Obaidur Rahman, IAS Commissioner Govt. of West Bengal Minority Affairs & Madrasah Education Department, "NABANNA", 325, Sarat Chatterjee Road,</p>



S.No.	State	Competent Authority under Section 10	Authority under Section 12(B)
		Howrah – 711102 (West Bengal) T: 033-22501015/22145667 F: 033-22141708 M : 09747 55553 obaidurrahman.rahman@gmail.com	Howrah – 711102 (West Bengal) T: 033-22501015/22145667 F: 033-22141708 M : 09747 55553 obaidurrahman.rahman@gmail.com
30.	Andaman & Nicobar		Shri Rajeev Yaduvanshi Principal Secretary (Edn.) / Chairman MEI A&N Administration Secretariat, Port Blair T : 03192-233364 F : 03192-232236 M : 9434287044 Udevelop.and@nic.in Smt. Tanvi Garg Secretary-cum-Director (Edn.) A&N Administration Secretariat, Port Blair T : 03192-230661 F : 03192-230101 M : 9434282040 secedn@nic.in
31.	Chandigarh	Director School Education, Chandigarh Additional Deluxe Building, 1st Floor, Sector- 9, Chandigarh-160009 T : 0172-2740411 F : 0172-2740695 M : 9781331102 dpi-chd@nic.in	Director School Education, Chandigarh Additional Deluxe Building, 1st Floor, Sector-9, Chandigarh-160009 T : 0172-2740411 F : 0172-2740695 M : 9781331102 dpi-chd@nic.in
32.	Dadar & Nagar Haveli	–	–



S.No.	State	Competent Authority under Section 10	Authority under Section 12(B)
33.	Daman & Diu	Shri Gurpreet Singh Director (Education) Secretariat, Moti Daman T : 0260-2231170 / 2230088 F : 0260-2231170 M : 9873550675 adedn-dmn-dd@nic.in	Shri M.D. Patel Asstt. Director (Education) Directorate of Education, Nani Daman T : 0260-2255126 F : 0260-2255126 M : 09979496181 Daman.education@gmail.com
34.	Delhi		Assistant Director of Education (ACT) Directorate of Education, Government of NCT of Delhi, R. No. 214-A, Old Secretariat, Delhi – 110 054 diredu@nic.in Director of Education Higher Education Department, Govt. of NCT of Delhi, 5, Shyamnath Marg, Delhi-110054
35.	Lakshadweep	–	–
36.	Puducherry	For School level educational Institutions Mr. A. Anbarasu, IAS Secretary to Govt. (Education), Chief Secretariat No. 1, Goubert Avenue, Beach Road, Puducherry – 605001 T: 0413-2334144 F: 0413-2334144 de.pon@nic.in	



S.No.	State	Competent Authority under Section 10	Authority under Section 12(B)
		<p>For Higher level educational institutions Dr. Kiran Bedi, IPS (Retired) Lieutenant Governor Raj Nivas, Puducherry-605 001 T: 0413-2334 051 F: 0413-2334025 Lg.pon@nic.in</p>	