

**GOVERNMENT OF INDIA  
NATIONAL COMMISSION FOR MINORITY  
EDUCATIONAL INSTITUTIONS**

**St. Francis of Assissi Convent High School, Lunsikui Road,  
Navasari, Gujarat.**

**V/s.**

**Commissioner of School, Block No. 9-1, Dr. Jivraj Meheta  
Bhawan, Gandhinagar, Gujarat**

**Case No. 447 of 2019**

**05.04.2023.**

Present: Ms. Anju Joseph, Advocate for petitioner.  
None for the Respondent.

Ms. Anju Joseph appeared on behalf of the arguing  
counsel Mr. Jose Abraham.

Learned counsel for the petitioner again prayed for time to  
comply with the Commission's earlier Order dated 28.02.2023. In the  
interest of justice, time prayed for is allowed.

It is one of the oldest case of this Commission.

Learned counsel for the petitioner is directed to produce  
original MoA of the petitioner Society for perusal on which specific  
date of registration is mentioned by the Registrar of the Societies.

In the interest of justice, list on 10.05.2023.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

**DR. SHAHID AKHTER  
MEMBER**

RS

**GOVERNMENT OF INDIA  
NATIONAL COMMISSION FOR MINORITY  
EDUCATIONAL INSTITUTIONS**

**St. Joseph E.T. High School, Bilimora, Mahadevnagar, Chikhli  
Road, Bilimora, Gujarat.**

**V/s.**

**Commissioner of School, Block No. 9-1, Dr. Jivraj Meheta  
Bhawan, Gandhinagar, Gujarat.**

**Case No. 448 of 2019**

**05.04.2023.**

Present: Ms. Anju Joseph, Advocate for petitioner.  
None for the Respondent.

Ms. Anju Joseph appeared on behalf of the arguing  
counsel Mr. Jose Abraham.

Learned counsel for the petitioner again prayed for time to  
comply with the Commission's earlier Order dated 28.02.2023. In the  
interest of justice, time prayed for is allowed.

It is one of the oldest case of this Commission.

Learned counsel for the petitioner is directed to produce  
original MoA of the petitioner Society for perusal on which specific  
date of registration is mentioned by the Registrar of the Societies.

In the interest of justice, list on 10.05.2023.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

**DR. SHAHID AKHTER  
MEMBER**

RS

**GOVERNMENT OF INDIA  
NATIONAL COMMISSION FOR MINORITY  
EDUCATIONAL INSTITUTIONS**

**St. Joseph English Teaching School, Nr. DSP Office,  
Dharampur Road, Valsad, Gujarat.**

**V/s.**

**Commissioner of School, Block No. 9-1, Dr. Jivraj Meheta  
Bhawan, Gandhinagar, Gujarat.**

**Case No. 449 of 2019**

**05.04.2023.**

Present: Ms. Anju Joseph, Advocate for petitioner.  
None for the Respondent.

Ms. Anju Joseph appeared on behalf of the arguing  
counsel Mr. Jose Abraham.

Learned counsel for the petitioner again prayed for time to  
comply with the Commission's earlier Order dated 28.02.2023. In the  
interest of justice, time prayed for is allowed.

It is one of the oldest case of this Commission.

Learned counsel for the petitioner is directed to produce  
original MoA of the petitioner Society for perusal on which specific  
date of registration is mentioned by the Registrar of the Societies.

In the interest of justice, list on 10.05.2023.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

**DR. SHAHID AKHTER  
MEMBER**

RS

**GOVERNMENT OF INDIA  
NATIONAL COMMISSION FOR MINORITY  
EDUCATIONAL INSTITUTIONS**

**St. Judes English School, Balaji Road, Boodha, Jhansi, Uttar Pradesh.**

**Vs.**

- 1. Secretary, Room No.- 19, 3rd Floor, Sachiv Bhawan, Uttar Pradesh Secretariat, Lucknow, Uttar Pradesh.**
- 2. Additional Chief Secretary, Govt. of U.P. Higher Education & Secondary Education, Bahukhandi Secretariat, Lucknow, UP.**
- 3. Principal Secretary, Secondary Education Department Bapu Bhawan, 7th Floor, Lucknow- 226001.**

**Case No. 107 of 2020**

**05.04.2023.**

Present: Ms. Anju Joseph, Advocate for petitioner.  
None for the Respondent.

Ms. Anju Joseph appeared on behalf of the arguing counsel Mr. Jose Abraham.

Learned counsel for the petitioner submitted that petitioner has already filed certified copies of all the relevant documents.

In the interest of justice, list the case for final arguments on 18.07.2023.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

**DR. SHAHID AKHTER  
MEMBER**

RS

**GOVERNMENT OF INDIA  
NATIONAL COMMISSION FOR MINORITY  
EDUCATIONAL INSTITUTIONS**

**Baldwin Opportunity School, No. 3, Rhenius Street, Richmond Town, Bangalore, Karnataka – 560 025.**

**V/s.**

**Additional Chief Secretary, Education Department (Higher Education), Government of Karnataka, Sixth Floor, Multi-Storeyed Building, Bengaluru, Karnataka – 560 001.**

**Case No. 241 of 2020**

**05.04.2023.**

Present: Ms. Anju Joseph, Advocate for petitioner.

None for the Respondent.

Ms. Anju Joseph appeared on behalf of the arguing counsel Mr. Jose Abraham.

Despite service of registered letter to the State Competent Authority, we have not received any response /reply from the state Competent Authority till now.

In this case it is not clear that whether the MSC application of the petitioner institution is still pending before the State Competent Authority of Karnataka State or not.

Despite service of registered notices, letters and and e-mails to the respondent, we have not received any response/reply from the State Competent Authority. In the facts and circumstances of the case we deem it just and proper that physical inspection report alongwith the recommendations may be obtained from the Committee consisting of the following members for issuance of the minority status certificate to the petitioner institution:-

1. Representative of the concerned District Collector(Chairperson)
2. Concerned District Education Officer (Member)
3. Concerned District Minority Welfare Officer/ Concerned District Social Welfare Officer (Member Secretary).

Office is directed to issue letter to the above authorities and also to provide a copy of the letter to the learned counsel for the petitioner.

Learned Counsel for the petitioner is directed to approach the members of the Physical inspection Committee and provide all the relevant documents to the said Committee.

**Contd.....**

**Baldwin Opportunity School Vs Additional Chief Secretary,  
Education Department (Higher Education), Government of  
Karnataka**

**Case No. 241 of 2020**

**05.04.2023.**

**Continued from pre page**

Petitioner is directed to submit proof that he has not filed any application for grant of MSC before the State Competent Authority and also to comply with the Commission's earlier Order.

Office has sent reminder letter to the State Competent Authority by regd. post but till now, Office has not attached any acknowledgement/ tracking report.

In the interest of justice, list on 06.07.2023.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

**DR. SHAHID AKHTER  
MEMBER**

RS

**GOVERNMENT OF INDIA  
NATIONAL COMMISSION FOR MINORITY  
EDUCATIONAL INSTITUTIONS**

**The Arham Body of Divinity and Excellence, Kesliwala Mansion, Alka  
Talkies Road, Kareli, Narsinghpur District, Madhya Pradesh - 487221**

**V/s.**

**Secretary, Backward Classes and Minority Welfare Department,  
Government of Madhya Pradesh, Room No. 339, Mantralaya, Bhopal,  
Madhya Pradesh – 462004**

**Case No. 261 of 2020**

**05.04.2023.**

Present: Mr. Junais P., Advocate for the petitioner.  
None for the respondent.

Deputy Secretary, School Education Department has written a letter dated 24.01.2023 addressed to District Collector, Narsinghpur and sent a copy of the same to the Commission by post which is received in the Commission's Office on dated 07.02.2023 and is taken on record.

District Education Officer, Narsinghpur has sent by post a clarification report dated 28.03.2023 which is received in the Commission's Office on dated 31.03.2023 and is taken on record.

We have heard learned counsel for the petitioner on the clarification report given by the present District Education Officer, Narsinghpur.

It transpires that there is a contradiction between the Physical inspection report submitted by the 03 members of the Physical inspection Committee including District Collector, District Education Officer and Assistant Director, Backward Class and Minority Welfare Department, Narsinghpur.

In the interest of justice, Office is directed to send copy of the clarification report submitted by the District Education Officer, Narsinghpur to the members of the Physical Inspection Committee for their comments.

In the interest of justice, list on 19.07.2023.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

**DR. SHAHID AKHTER  
MEMBER**

RS

**GOVERNMENT OF INDIA  
NATIONAL COMMISSION FOR MINORITY  
EDUCATIONAL INSTITUTIONS**

**My Child Modern Madarsa, 313/76B, Main Road, Near Bilal Masjid, Tulsi Nagar, Delhi - 110035.**

**Vs.**

**Assistant Director of Education (Act), Directorate of Education, Government of NCT of Delhi, Room No. 214-A, Old Secretariat, Delhi – 110054.**

**Case No. 407 of 2020**

**05.04.2023.**

Present: Mr. Junais P., Advocate for the petitioner.

Mr. V.K. Dahiya, Legal Assistant from the Office of Dy. Director of Education, Directorate of Education , GNCT of Delhi for the respondent.

Mr. V.K. Dahiya, Legal Assistant from the Office of Dy. Director of Education, Directorate of Education , GNCT of Delhi appeared on behalf of the respondent and prayed for time to file the reply and also submitted that Government has approved for appointment of Advocate in this case.

In the interest of justice, list on 12.07.2023.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

**DR. SHAHID AKHTER  
MEMBER**

RS



**GOVERNMENT OF INDIA  
NATIONAL COMMISSION FOR MINORITY  
EDUCATIONAL INSTITUTIONS**

**Meenakshi College of Education, Village - Motuka, Tehsil -  
Ballabgarh, Faridabad, Haryana - 121004.**

**Vs.**

**Additional Chief Secretary, Government of Haryana, Higher  
Education Department for General Colleges & Technical  
Education, Department for Technical Institutions, Room No.  
403, 4th Floor, Harayana New Secretariat, Sector - 17,  
Chandigarh - 160017.**

**Case No. 207 of 2021**

**05.04.2023.**

Present: Mr. Junais P., Advocate for the petitioner.  
None for the respondent.

Learned counsel for the petitioner again prayed for time to  
comply with the Commission's earlier Order dated 05.05.2022.

In the interest of justice, list on 12.07.2023.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

**DR. SHAHID AKHTER  
MEMBER**

RS

**GOVERNMENT OF INDIA  
NATIONAL COMMISSION FOR MINORITY  
EDUCATIONAL INSTITUTIONS**

**Hakeem Abdul Hameed Unani Medical College & Hospital, 3,  
Eidgah Road, Dewas, Madhya Pradesh - 455001.**

**Vs.**

**Secretary, Backward Classes and Minority Welfare Department,  
Government of Madhya Pradesh, Room No. 339, Mantralaya,  
Bhopal, Madhya Pradesh - 462004.**

**Case No. 239 of 2021**

**05.04.2023**

Present: Mr. Junais P., Advocate for the petitioner.  
None for the respondent.

Learned counsel for the petitioner filed by hand three documents, before the Commission's Office on dated 29.03.2023, which are taken on record.

We have perused the physical inspection report sent by the Inspection Committee and it transpires from the report that there is no student and no teacher is in the Session 2022-23.

Learned counsel for the petitioner submitted that he wants to take instructions from his client.

In the interest of justice, list on 13.07.2023.

**DR. JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

**DR. SHAHID AKHTER  
MEMBER**

SR

**GOVERNMENT OF INDIA  
NATIONAL COMMISSION FOR MINORITY  
EDUCATIONAL INSTITUTIONS**

**Madrssa Sekh Sahabzada Darululoom, Village & Post - Banzaria,  
District - E Naraynpur, Deoria, Uttar Pradesh - 274408.**

**Vs.**

- 1. Additional Chief Secretary, Department of School Education,  
Government of U.P., Bahu Khandi, Secretariat, Lucknow, U.P.  
– 26001.**
- 2. Additional Chief Secretary, Department of Secondary  
Education, Government of U.P., Bahu Khandi, Secretariat,  
Lucknow, U.P. – 226001.**
- 3. Additional Chief Secretary, Minority Welfare  
and Waqf Department, Uttar Pradesh, Bahu Khandi,  
Secretariat, Lucknow, U.P. – 226001.**

**Case No. 129 of 2022**

**05.04.2023**

Present: Mr. Junais P., Advocate for the petitioner.  
Mr. Neeraj Kumar Agrawal for the respondent no. 03.  
None for the respondent no.01 & 02.

Mr. Neeraj Kumar Agrawal appeared on behalf of the  
respondent no. 03 and want to file reply today itself.

Mr. Neeraj Kumar Agrawal is directed to file the reply before  
the Commission's Office.

Copy of the above reply supplied to the learned counsel for  
the petitioner.

An internal communication dated 09.01.2023 District Basic  
Education Officer, Deoria addressed to the Education Director  
(Basic), Lucknow has been received by the Commission's Office on  
dated 12.01.2023, which is taken on record.

In the interest of justice, list on 18.07.2023.

**DR. JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

**DR. SHAHID AKHTER  
MEMBER**

SR

**GOVERNMENT OF INDIA  
NATIONAL COMMISSION FOR MINORITY  
EDUCATIONAL INSTITUTIONS**

**St. Xavier's English Medium School, Civil Lines Road,  
Robertsganj, Sonbhadra District, Uttar Pradesh - 231216.**

**Vs.**

**Additional Chief Secretary, Department of School Education,  
Government of U.P., Bahu Khandi, Secretariat, Lucknow, U.P. –  
226001**

**Case No. 130 of 2022**

**05.04.2023**

Present: Ms. Anju Joseph, Advocate for the petitioner.  
None for the respondent.

Ms. Anju Joseph, Advocate appeared on behalf of the arguing  
counsel Mr. Jose Abraham.

In compliance of the Commission's earlier Order Physical  
Inspection Committee has sent by post, physical inspection report  
along with covering letter dated 11.01.2023, which was received in  
the Commission's Office on dated 17.01.2023 and is taken on record.

In the interest of justice, list on 18.07.2023.

**DR. JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

**DR. SHAHID AKHTER  
MEMBER**

SR

**GOVERNMENT OF INDIA  
NATIONAL COMMISSION FOR MINORITY  
EDUCATIONAL INSTITUTIONS**

**St. Joseph of Annecy Matriculation School, No. 16/30, Dr. Ambedkar Street, Villivakkam, Chennai, Tamil Nadu - 600049.**

**Vs.**

**Principal Secretary, School Education Department, Government of Tamil Nadu, Rina Road, Fort St. George, Secretariat, Chennai, Tamil Nadu - 600009.**

**Case No. 260 of 2022**

**05.04.2023**

Present: Ms. Anju Joseph, Advocate for the petitioner.  
None for the respondent.

Ms. Anju Joseph, Advocate appeared on behalf of the arguing counsel Mr. Jose Abraham.

Learned counsel for the petitioner prayed for time to comply with the Commission's earlier Order dated 08.12.2022.

In the interest of justice, list on 19.07.2023.

**DR. JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

**DR. SHAHID AKHTER  
MEMBER**

SR

**GOVERNMENT OF INDIA  
NATIONAL COMMISSION FOR MINORITY  
EDUCATIONAL INSTITUTIONS**

**Immanuel Arasar College of Pharmacy, Edaivilagam, Nattalam,  
Marthandam, Tamil Nadu.**

**Vs.**

**Secretary Health & Welfare Department Namakkal Kavignar  
Maaligai, Fort St. George, Secretariat, Chennai, Tamil Nadu –  
600009.**

**Case No. 261 of 2022**

**05.04.2023**

Present: Ms. Anju Joseph, Advocate for the petitioner.

Ms. Anju Joseph, Advocate appeared on behalf of the arguing  
counsel Mr. Jose Abraham and seeks leave to withdraw the petition  
with liberty to file a fresh petition for the same relief.

Leave and liberty is granted.

The petition is disposed of as withdrawn.

**DR. JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

**DR. SHAHID AKHTER  
MEMBER**

SR

**GOVERNMENT OF INDIA  
NATIONAL COMMISSION FOR MINORITY  
EDUCATIONAL INSTITUTIONS**

**Immanuel Arasar Ayurveda Medical College, Edaivilagam,  
Nattalam, Marthandam, Tamil Nadu.**

**Vs.**

**Secretary Health & Welfare Department Namakkal Kavignar  
Maaligai, Fort St. George, Secretariat, Chennai, Tamil Nadu –  
600009.**

**Case No. 262 of 2022**

**05.04.2023**

Present: Ms. Anju Joseph, Advocate for the petitioner.

Ms. Anju Joseph, Advocate appeared on behalf of the arguing counsel Mr. Jose Abraham and seeks leave to withdraw the petition with liberty to file a fresh petition for the same relief.

Leave and liberty is granted.

The petition is disposed of as withdrawn.

**DR. JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

**DR. SHAHID AKHTER  
MEMBER**

SR

**GOVERNMENT OF INDIA  
NATIONAL COMMISSION FOR MINORITY  
EDUCATIONAL INSTITUTIONS**

**Madrasa Darul Uloom Ahle Sunnat Kanzul Eman Garsarpar,  
Padaria, Sant Kabir Nagar, Uttar Pradesh - 272173.**

**Vs.**

- 1. Additional Chief Secretary, Department of School Education  
Govt. of UP Bahu Khandi,, Secretariat, Lucknow (UP).**
- 2. Additional Chief Secretary, Minority Welfare and Waqf  
Department, Government of Uttar Pradesh.**

**Case No. 263 of 2022**

**05.04.2023**

Present: Mr. Junais P., Advocate for the petitioner.  
Mr. Praveen Kumar Mishra for the respondents.

Mr. Praveen Kumar Mishra appeared on behalf of the respondents and want to file inspection report and reply today itself.

Mr. Praveen Kumar Mishra is directed to file the report and reply before the Commission's Office.

Copy of the above report and reply supplied to the learned counsel for the petitioner.

Learned counsel for the petitioner filed by hand five documents, before the Commission's Office on dated 13.12.2022, which are taken on record.

In the interest of justice, list on 19.07.2023.

**DR. JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

**DR. SHAHID AKHTER  
MEMBER**

SR



**GOVERNMENT OF INDIA  
NATIONAL COMMISSION FOR MINORITY  
EDUCATIONAL INSTITUTIONS**

**Mr. Anil Kumar Yadav, Manager, Acharya Baldev Shiksha Samiti, Kopa, Patarahi, Jaunpur, U.P.**

**Vs.**

- 1. Principal/ Headmaster, Acharya Baldev Sansthan, Vill. Kopa, P.O. Patarahi, Distt. Jaunpur, U.P.**
- 2. Deputy Director, Minorities Welfare Department, Indira Bhawan, Lucknow, Uttar Pradesh.**
- 3. Additional Chief Secretary, Department of Secondary Education, Bapu Bhawan, 7th Floor, Lucknow, Uttar Pradesh – 226001.**

**u/s 12(C ) of NCMEI Act, 2004 (cancellation of Minority Status Certificate)**

**Misc. Case No.02 of 2023**

**05.04.2023**

Present: Mr. Junais P., Advocate for the petitioner/ applicant.  
None for the respondents.

Mr. Junais P., Advocate appeared on behalf of the petitioner/ applicant and filed his Vakalatnama, which is taken on record.

Despite service of notices and also email, none appeared of all the respondents, even in the second report.

Learned counsel for the petitioner/applicant surrendered the original Minority Status Certificate issued by this Commission, which is also taken on record.

Heard, learned counsel for the petitioner/applicant

Reserved for Orders.

**DR. JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

**DR. SHAHID AKHTER  
MEMBER**

SR

**GOVERNMENT OF INDIA  
NATIONAL COMMISSION FOR MINORITY  
EDUCATIONAL INSTITUTIONS**

**05.04.2023**

**Jose Abraham, Advocate, D/144/A, Ashram, New Delhi - 110014.**

**- Applicant**

**Vs.**

**St. Francis de Sales Senior Secondary School, A - 4C, Janakpuri,  
New Delhi - 110058.**

**- Respondent**

Present: Ms. Anju Joseph, Advocate for the applicant.

Ms. Anju Joseph, Advocate has appeared on behalf of the complainant applicant Mr. Jose Abraham.

An application has been received by hand on 16.03.2023 from Mr. Jose Abraham, Advocate, D/144/A, Ashram, New Delhi - 110014 for cancellation of Minority Status Certificate, granted by this Commission in favour of St. Francis de Sales Senior Secondary School, A - 4C, Janakpuri, New Delhi – 110058, vide case No. 39 of 2006. It be registered in the head of miscellaneous cases.

Learned counsel for the petitioner seeks leave to withdraw the application. In the interest of justice, permission is granted to withdraw the application.

Accordingly, the application is disposed of as withdrawn.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

**DR. SHAHID AKHTER  
MEMBER**

A.K.

**GOVERNMENT OF INDIA  
NATIONAL COMMISSION FOR MINORITY  
EDUCATIONAL INSTITUTIONS**

**Nirmala Matha Convent School (ICSE), Sakthi Easwar Nagar,  
Vellalore Village, Coimbatore, Tamil Nadu-641111**

**V/s**

**Principal Secretary, School Education Department, Govt. of Tamil  
Nadu, Fort St. George, Secretariat, Chennai, Tamil Nadu**

**Case No. 153 of 2021**

**05.04.2023**

Present: Ms. Anju Joseph, Advocate for the petitioner  
None for the respondent

Order dictated separately and pronounced, which reads as under:

“Relying on the said unrebutted evidence produced on behalf of the petitioner, we find and hold that Nirmala Matha Convent School (ICSE), Sakthi Easwar Nagar, Vellalore Village, Coimbatore, Tamil Nadu-641111 run by Nirmala Adoration Educational and Charitable Trust is eligible for grant of minority status on religious basis. The evidence also proves that the said educational institution was established with the main objective of sub-serving the interests of the Christian minority community.

Consequently, Nirmala Matha Convent School (ICSE), Sakthi Easwar Nagar, Vellalore Village, Coimbatore, Tamil Nadu-641111, which is for Secondary Education Examination (10<sup>th</sup>), is declared as an unaided minority educational institution covered under Article 30 of the Constitution of India within the meaning of Section 2(g) of the National Commission for Minority Educational Institutions Act, 2004 subject to the condition that the petitioner would file an affidavit or undertaking to the fact that the petitioner institution shall not deny admission of eligible candidate of the Christian minority community subject to the eligibility of the students and availability of the accommodation in the petitioner institution. If the petitioner institution failed to comply the above order of this Commission within a period of three months from the date of order passed by this Commission then the petition filed by the petitioner for grant of MSC will be automatically deemed to be dismissed.”

After compliance of the above order, a minority status certificate be issued accordingly.

In view of the above, the present petition is disposed of in accordance with this order.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

**DR. SHAHID AKHTER  
MEMBER**

VB

**GOVERNMENT OF INDIA  
NATIONAL COMMISSION FOR MINORITY  
EDUCATIONAL INSTITUTIONS**

**Al-Karim University, Katihar-Purnea Road, Sirsa, Karim Bagh,  
Katihar, Bihar-854106**

**V/s**

**1) Director, Secondary & Senior Secondary Education, Ground Floor,  
Vikas Bhawan, New Secretariat, Daily Road, Patna, Bihar-800015**

**2) Secretary, HRD, Govt. of Bihar, Secretariat, Patna, Bihar**

**Case No. 57 of 2023**

**05.04.2023**

Present: Mr. Junais, Advocate for the petitioner  
None for the respondent

Order dictated separately and pronounced, which reads as under:

“It is also relevant to mention here that the State of Bihar has passed the extra ordinary gazette (No. Patna 626 and 627) dated 23.05.2018 and intention of State Govt. to accept the Al-Karim University, Katihar as a minority educational institution is very much clear by passing the above gazette. Hence in our considered opinion, petitioner institution was established and administered by the Muslim minority community and also primarily for the benefits of the Muslim minority community boys and girls. So petitioner institution is entitled for grant of MSC from this Commission in the facts and circumstances of the case.

For the aforesaid reasons, we find and hold that the Al-Karim University, Katihar-Purnea Road, Sirsa, Karim Bagh, Katihar, Bihar is a minority educational institution covered under Article 30 of the Constitution of India within the meaning of Section 2(g) of the National Commission for Minority Educational Institutions Act, 2004 subject to the condition that the petitioner would file an affidavit or undertaking to the fact that the petitioner institution shall not deny admission of eligible candidate of the Muslim minority community subject to the eligibility of the students and availability of the accommodation in the petitioner institution. If the petitioner institution failed to comply the above order of this Commission within a period of three months from the date of order passed by this Commission then the petition filed by the petitioner for grant of MSC will be automatically deemed to be dismissed.”

After compliance of the above order, a minority status certificate be issued accordingly.

In view of the above, the present petition is disposed of in accordance with this order.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

**DR. SHAHID AKHTER  
MEMBER**

VB