

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

Shri Digamber Jain Junior High School, Chowki Gate, Firozabad, Uttar Pradesh - 283203.

Vs.

- 1. Additional Chief Secretary, Department of School Education, Govt. of Uttar Pradesh, Bahu Khandi,, Secretariat, Lucknow, Uttar Pradesh.**
- 2. The Principal Secretary, School/ Secondary Education, Govt. of Uttar Pradesh, Babu Bhawan, 7th Floor, Lucknow, Uttar Pradesh.**

Case No. 815 of 2019

12.04.2023

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

We have heard, learned counsel for the petitioner at some length.

During the course of the arguments, it is pointed out that petitioner has not filed original Affidavit of Mr. Ashok Kumar Jain, Chairman of the petitioner's Society till now.

We have also perused the amended MOA filed by the petitioner, 03 pages are seems to be different and date of the MOA registered by the registrar is not clear.

Learned counsel for the petitioner prayed to time to file original Affidavit in support of petition filed before this Commission on dated 28.10.2019 and also produce the original MOA for perusal at the time of final agruements.

It also transpires from the record that petitioner has not filed tracking report of application dated 18.07.2019 sent to the State Competent Authority for grant of NOC under Section 10 of NCMEI Act, 2004.

This is one of the oldest case of the Commission.

In the interest of justice, last and final opportunity is granted to file the said documents.

List on 26.04.2023.

**DR. JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Dheeraj International School, Plot No. 1, Sector 10, 1 Atal Bihari
Vajpayee Marg, PCNDTA, Bhosari, Pune, Maharashtra
Vs.**

**Joint Secretary, Minorities Development Deptt, Mantralaya (Annexe),
Mumbai, Maharashtra**

Case No. 77 of 2020

12.04.2023

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

Despite sending reminder letter by post and email to the members of Physical Inspection Committee, we have not received any response from the Physical Inspection Committee till now.

Learned counsel for the petitioner submitted that Physical Inspection Committee members have already inspected their institution.

Office is directed to again send reminder by post and also by email to the members of Physical Inspection Committee, for sending the inspection report positively before next date of hearing.

Learned counsel for the petitioner prayed for time to file certain documents.

In the interest of justice, time prayed for is allowed.

List on 04.07.2023.

**DR. JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**M S Creative School, Municipal No. 1-4-758/7 to 10, 10A, 10B, Bakaram,
Musheerabad, Hyderabad, Telangana - 500020.**

Vs.

**Secretary, Minorities Welfare Department, Government of Telangana,
"D" Block, Ground Floor, Telangana Secretariat, Hyderabad - 500022.**

Case No. 285 of 2020

12.04.2023

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 14.02.2023. In the interest of justice, time prayed for is allowed.

After compliance of the Commission's earlier Order by the learned Counsel for the petitioner, Office is directed to again issue reminder letter by post and e-mail to the members of the Physical Inspection Committee for sending the report positively before the next date of hearing.

Office is directed to provide a copy of the reminder letter to the learned counsel for the petitioner for perusal.

Learned Counsel for the petitioner is also directed to approach the members of the Physical inspection Committee.

In the interest of justice, list on 04.07.2023.

**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's Convent School, Church Road, Berhampur, Ganjam,
Odisha - 760001.**

Vs.

**Director, Elementary Education, 5th Floor, HOD Building, Unit - V,
Bhubaneswar - 01, Khordha, Odisha - 751001.**

Case No. 410 of 2020

12.04.2023

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

Learned Counsel for the petitioner 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.

Office is directed to return the envelope and postal stamps to the
learned counsel for the petitioner.

**DR. JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

R. C.M. Upper Primary School, Surada, Ganjam, Odisha-761108.

Vs.

**Director, Elementary Education, 5th Floor, HOD Building, Unit - V,
Bhubaneswar - 01, Khordha, Odisha - 751001**

Case No. 411 of 2020

12.04.2023

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.

Heard, learned counsel for the petitioner.

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**

R. C.M. Girls Primary School, Surada, Ganjam, Odisha-761108.

Vs.

**Director, Elementary Education, 5th Floor, HOD Building, Unit - V,
Bhubaneswar - 01, Khordha, Odisha – 751001.**

Case No. 412 of 2020

12.04.2023

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.

Heard, learned counsel for the petitioner.

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**

**Don Bosco Matriculation Higher Secondary School, Wisdom Town,
Grand Layon, Redhills, Chennai, Tamil Nadu - 600052.**

Vs.

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

Case No. 251 of 2021

12.04.2023

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.

In the interest of justice, last and final opportunity is granted.

List on 25.07.2023.

**DR. JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

S. S. Mota Singh Sr. Sec. Model School, A4C Block, Janakpuri, New Delhi - 110058.

Vs.

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

CASE NO. 39 of 2022

12.04.2023.

Present: Mr. Prashant Kumar, Advocate for the petitioner.

Learned Counsel for the petitioner has filed six documents before the Commission's office on dated 18.01.2023, which are taken on record.

We have perused the documents filed by the petitioner and it is found that the Unique Id is incomplete and General Body Resolution is not proper.

Mr. Prashant Kumar, Advocate appeared on behalf of the petitioner institution and submitted that he wants to file some documents before the Commission's Office.

Learned Counsel for the petitioner is directed to file the documents on or before the next date of hearing.

Learned counsel for the petitioner prayed for time to comply with the Commission's earlier Orders dated 12.04.2022 and 02.08.2022. In the interest of justice, time prayed for is allowed.

List on 25.07.2023.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

RS

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

**Guidance International School, Near Koyla Toll Plaza, Village -
Wajidpur, Tehsil - Sadar, Rampur District, Uttar Pradesh - 244901.**

Vs.

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

CASE NO. 266 of 2022

12.04.2023.

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

Despite service of regd. notice to both the respondents and e-mail, none appeared on behalf of the respondents even in the second round.

Despite registered notices and e-mail to the respondents, 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.

In the interest of justice, list on 13.07.2023.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

RS

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

**Rampur National Junior High School, Khusro Bagh Road, Rampur
District, Uttar Pradesh - 244901.**

Vs.

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

CASE NO. 267 of 2022

12.04.2023.

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

Despite service of regd. notice to both the respondents and e-mail, none appeared on behalf of the respondents even in the second round.

Despite registered notices and e-mail to the respondents, 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.

In the interest of justice, list on 13.07.2023.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

RS

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

**Rampur National Senior Secondary School, Khusro Bagh Road,
Rampur District, Uttar Pradesh - 244901.**

Vs.

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

CASE NO. 268 of 2022

12.04.2023.

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

Learned Counsel for the petitioner again prayed for time to comply with the Commission's earlier Order dated 14.12.2022. In the interest of justice, time prayed for is allowed.

List on 26.07.2023.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

RS

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

L.E.F. Eton English Medium School, Pant Nagar, Bansi, Siddharth Nagar District, Uttar Pradesh - 272153.

Vs.

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

CASE NO. 269 of 2022

12.04.2023.

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 regd. notices and e-mail to both the respondents, none appeared on behalf of the respondents even in the second round.

Despite registered notices and e-mail to the respondents, 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.

In the interest of justice, list 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**

**Fatima Girls Higher Secondary School, T. Palur Road, Jayankodam,
Udayarpalayam (T.K.), Ariyalur District, Tamil Nadu - 621802.**

Vs.

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

CASE NO. 270 of 2022

12.04.2023.

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 14.12.2022. In the interest of
justice, time prayed for is allowed.

List on 26.07.2023.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

RS

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

12.04.2023

Dr. Abdul Kalam International School and Research Academy, Peria Vilai, Vatta Kottai Road, Kottaram, Kanyakumari District, Tamil Nadu - 629703.

Vs.

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

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

An application has been received by hand on 31.03.2023 from Dr. Abdul Kalam International School and Research Academy, Peria Vilai, Vatta Kottai Road, Kottaram, Kanyakumari District, Tamil Nadu – 629703 for grant of minority status certificate. It be registered.

It transpires from the petition that on 13.12.2022, the petitioner has applied for grant of No Objection Certificate to the State Competent Authority i.e. Principal Secretary, School Education Department, Government of Tamil Nadu, Fort St. George, Secretariat, Chennai, Tamil Nadu - 600009, which was received by the respondent on 15.12.2022. The said petition is still pending. The petitioner has waited sufficiently for period of 90 days, before filing this petition.

The petitioner has already filed the proof of delivery of the registered AD to the respondent.

Petitioner has filed Resolution Passed by the Governing Body to obtain Minority Status Certificate from this Commission and envelope with postage for sending notice to the State Competent Authority.

It also transpires from the petition that in this Un-aided school (Secondary level) during the academic year 2020-21 total 165 students were studying and out of them 135 Students from the Muslim Minority Community, during the academic year 2021-22 total 177 students were studying and out of them 141 were from the Muslim Minority Community and during the academic year 2022-23 total 195 students were studying and out of them 140 students belongs to the Muslim Minority Community.

Office is directed to tag the file no. 252 of 2019 with this case and issue notice by registered AD and e-mail to the respondent.

In the interest of justice, list on 20.07.2023.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

A.K.