

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

**St. Jude's English Medium L.P. School, Malampuzha, Palakkad
District, Kerala**

V/s.

**Secretary, General Education Department, Government of
Kerala, Thiruvananthapuram, Kerala.**

CASE NO. 291 OF 2019

Date: 20.09.2022

Present: Mr. Jose Abraham, 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 The petition is disposed of as withdrawn.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 envelope to the learned counsel for the
petitioner.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

Ks

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

**St. Mary's High School, Railway Kodur, Fathimapuram YSR
District, A.P.**

V/s.

- 1. Secretary, Minorities Welfare Department, A.P. Secretariat,
Velagapudi, Amaravati, A.P.**
- &**
- 2. The Principal Secretary to Government (Ex-Officio), Minority
Welfare Department, Andhra Pradesh.**

CASE NO. 411 OF 2019

Date: 20.09.2022

Present: Mr. Jose Abraham, Advocate for the petitioner.
None for the respondent.

Despite sending reminder by post and also by e-mail to the members of Physical Inspection Committee, we have not received any response/physical inspection report from the Physical Inspection Committee.

Learned counsel for the petitioner submitted that Physical Inspection Committee has already inspected the petitioner institution.

Office is directed to issue again reminder letter 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 filed copy of recognition order of petitioner institution before the Commission's office on dated 14.09.2022, which is taken on record.

Sh. Vijay Ram Raju V, I.A.S., District Collector, YSR Dist., has addressed a letter dated 13.07.2022 to the District Collector, Annamayya Dist., and a copy thereof sent to this Commission. On 16.08.2022, the said letter was received by the Commission. The aforementioned letter is also taken on record.

In the interest of justice, list on 19.10.2022

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

Ks

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

**St. Arulandhar Matriculation School, Pudupalayam,
Thiruvannamalai District, T.N.**

V/s.

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

CASE NO. 414 OF 2019

Date: 20.09.2022

Present: Mr. Jose Abraham, Advocate for the petitioner.
None for the respondent.

Heard learned counsel for the petitioner. Reserved for orders.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

Ks

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

**Ebenezer Matriculation School, No. 25, Jawaharial Street, New
Perungalathur, Chennai, T.N.**

V/s.

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

CASE NO. 782 OF 2019

Date: 20.09.2022

Present: Mr. Jose Abraham, Advocate for the petitioner.
None for the respondent.

Learned counsel for the petitioner prayed last and final
opportunity for compliance of earlier order of this Commission.

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

List the matter on 26.10.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

Ks

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

Arul Malar Matric Hr. Sec. School, K.K. Nagar, Madurai District,
T.N.

V/s.

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

CASE NO. 787 OF 2019

Date: 20.09.2022

Present: Mr. Jose Abraham, Advocate for the petitioner.
None for the respondent.

Learned counsel for the petitioner seeks adjournment to take
instruction from his client. In the interest of justice, adjournment is
granted.

List the matter on 26.10.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

Ks

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

1. Maharashtra Cosmopolitan Education Society, through its presidents, Dr. P.A. Inamdar, 2390-B, K.B. Hidayatullah Road, New Modikhana, Azam campus, Camp, Pune – 400001.
2. M.C.E. Society's Abeda Inamdar Senior College for Arts, Science & Commerce, Pune through its Principal i.e. Dr. Shaila Bootwala, 2390-B, K.B. Hidayatullah Road, New Modikhana, Azam campus, Camp, Pune – 400001

V/s.

1. State of Maharashtra, through its Principal Secretary, Higher & Technical Education Department, 4th Floor, Mantralaya Annex, Madam Cama Road, Nariman Point, Mumbai.
2. Joint Director, Higher Education, Pune Region, Pune 17, Dr. Ambedkar Road, near St. Mathew Marathi Church, Camp, Pune.
3. University Grant Commission (UGC), Bahadur Shah Zafar Marg, New Delhi.
4. Savitribai Phule Pune University through its Registrar, Pune University Road, Ganeshkhind, Pune - 411007.

MISC. CASE NO. 28 OF 2019

Date: 20.09.2022

Present: Mr. Tejasvi Kumar, Advocate alongwith Mr. P.A. Inamdar for petitioners.
None for the respondent no. 1, 2, 3 and 4.

Mr. Tejasvi Kumar appeared on behalf of petitioners and submitted that they have filed envelope and postage charges in compliance of Commission's earlier order dated 07.07.2022, which is not available on record.

Learned counsel for petitioners shown a receipt in which it is mentioned that in many other cases jointly he has filed envelope and postage charges, which is not proper so learned counsel for petitioners is directed to file separate envelope and postage charges in respect of each separate case.

Office is again directed that after compliance of this order issue notices to respondents as earlier directed.

Mr. Vijay Kumar, Advocate for the respondent no. 4 has filed Annexure A to I alongwith reply affidavit on behalf of the respondent no. 4, which is taken on record.

Respondent No. 4/ learned counsel for the respondent no. 4 are directed to supply a copy of reply alongwith it's annexure to the learned counsel for petitioners.

In the interest of justice, list on 02.11.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

Ks

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

1. **Maharashtra Cosmopolitan Education Society, through its presidents, Dr. P.A. Inamdar, 2390-B, K.B. Hidayatullah Road, New Modikhana, Azam campus, Camp, Pune – 400001.**
2. **M.C.E. Society's Allana College of Architecture, Pune, through its Professor and In-Charge Principal i.e. Prof. Lina Debnath, 2390-B, K.B. Hidayatullah Road, New Modikhana, Azam campus, Camp, Pune – 400 001**

V/s.

1. **State of Maharashtra, through its Principal Secretary, Higher & Technical Education Department, 4th Floor, Mantralaya Annex, Madam Cama Road, Nariman Point, Mumbai.**
2. **Savitribai Phule Pune University through its Registrar, Pune University Road, Ganeshkhind, Pune - 411007.**
3. **Council of Architecture, through its Registrar, India Habitat Centre, Core 6A, 1st Floor, Lodhi Road, New Delhi.**

MISC. CASE NO. 29 OF 2019

Date: 20.09.2022

Present: Mr. Tejasvi Kumar, Advocate alongwith Mr. P.A. Inamdar for petitioners.
None for the respondent no. 1, 2 and 3.

Mr. Tejasvi Kumar appeared on behalf of petitioners and submitted that they have filed envelope and postage charges in compliance of Commission's earlier order dated 07.07.2022, which is not available on record.

Learned counsel for petitioners shown a receipt in which it is mentioned that in many other cases jointly he has filed envelope and postage charges, which is not proper so learned counsel for petitioners is directed to file separate envelope and postage charges in respect of each separate case.

Office is again directed that after compliance of this order issue notices to respondents as earlier directed.

In the interest of justice, list on 09.11.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

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

1. Maharashtra Cosmopolitan Education Society, through its presidents, Dr. P.A. Inamdar, 2390-B, K.B. Hidayatullah Road, New Modikhana, Azam campus, Camp, Pune – 400001.
2. M.C.E. Society's Allana College of Pharmacy, Pune, through its Principal i.e. Dr. Kiran S. Bhise, 2390-B, K.B. Hidayatullah Road, New Modikhana, Azam campus, Camp, Pune – 400 001

V/s.

1. State of Maharashtra, through its Principal Secretary, Higher & Technical Education Department, 4th Floor, Mantralaya Annex, Madam Cama Road, Nariman Point, Mumbai.
2. Savitribai Phule Pune University through its Registrar, Pune University Road, Ganeshkhind, Pune - 411007.

MISC. CASE NO. 30 OF 2019

Date: 20.09.2022

Present: Mr. Tejasvi Kumar, Advocate alongwith Mr. P.A. Inamdar for petitioners.

None for the respondent no. 1 and 2.

Mr. Tejasvi Kumar appeared on behalf of petitioners and submitted that they have filed envelope and postage charges in compliance of Commission's earlier order dated 07.07.2022, which is not available on record.

Learned counsel for petitioners shown a receipt in which it is mentioned that in many other cases jointly he has filed envelope and postage charges, which is not proper so learned counsel for petitioners is directed to file separate envelope and postage charges in respect of each separate case.

Office is again directed that after compliance of this order issue notices to respondents as earlier directed.

In the interest of justice, list on 09.11.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

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

Angel's Abode Public School, Gram Badagaon Khrud,
Tikamgarh, M.P.

V/s.

Secretary, Backward Classes and Minority Welfare Department,
Government of M.P., Bhopal, M.P.

CASE NO. 139 OF 2020

Date: 20.09.2022

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

Learned counsel for the petitioner filed General Body Resolution before the Commission's office on dated 20.07.2022, which is taken on record.

Learned counsel for the petitioner submitted that they have filed certified copies of eleven documents and physical inspection report is already on record.

Now fix the case for final arguments, list on 09.11.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

Ks

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

**M S Future School, Municipal No. 18-8-220/18, Riyasath Nagar, Phisalbanda,
Midhani, Hyderabad, Telangana - 500059**

V/s.

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

Case No. 294 of 2020

20.09.2022 Present

Present: Mr. Jose Abraham, Advocate for the petitioner.

None for the respondent.

In compliance of the Commission's earlier Order dated 14.07.2022, Office has sent regd. letter to the respondent.

Despite service of regd. notice none appeared on behalf of the respondent, even in the second round.

Despite giving regd. notice to the respondent, no reply is received from the State Competent Authority so far.

In the facts and circumstances of the case, we deem just and proper that physical inspection report alongwith the recommendations for issuance of minority status certificate to the petitioner institution, may be obtained from the committee consisting of the following members: -

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

Office is directed to issue letter to the above Committee members for submitting the report.

Learned counsel for the petitioner prayed for a copy of the letter issued to the members of Physical Inspection Committee in order to pursue the matter with the Physical Inspection Committee, for inspection of the petitioner institution.

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

Learned counsel for the petitioner is directed to provide all the relevant documents to the members of Physical Inspection Committee.

Learned Counsel for the petitioner prayed for time to file updated Recognition/Affiliation Certificate of the State/Central Board of Secondary Education (CBSE).

In the interest of justice, list on 09.11.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

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

A.M.E.S. College of Education, Reddythoppu, Ambur, Vellore District, Tamil Nadu - 635802.

Vs.

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

Case No. 435 of 2020

20.09.2022 Present:

Mr. Junais P., Advocate for the petitioner.

None for the respondent.

Despite giving time as prayed by the respondent, none appeared on behalf of the respondent, even in the second round.

Despite giving regd. notice to the respondent, no reply is received from the State Competent Authority so far.

In the facts and circumstances of the case, we deem just and proper that physical inspection report alongwith the recommendations for issuance of minority status certificate to the petitioner institution, may be obtained from the committee consisting of the following members: -

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

Office is directed to issue letter to the above Committee members for submitting the report.

Learned counsel for the petitioner prayed for a copy of the letter issued to the members of Physical Inspection Committee in order to pursue the matter with the Physical Inspection Committee, for inspection of the petitioner institution.

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

Learned counsel for the petitioner is directed to provide all the relevant documents to the members of Physical Inspection Committee.

In the interest of justice, list on 10.11.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Mazharul Uloom Higher Secondary School, Ambur, Vellore District,
Tamil Nadu - 635802.**

Vs.

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

Case No. 436 of 2020

20.09.2022

Present

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

None for the respondent.

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

Learned counsel for the petitioner submitted that Physical Inspection Committee has already inspected the petitioner institution.

Office is directed to 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 a copy of the reminder letter issued to the members of Physical Inspection Committee in order to pursue the matter with the Physical Inspection Committee, for inspection of the petitioner institution.

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

Learned counsel for the petitioner is directed to provide all the relevant documents to the members of Physical Inspection Committee.

Learned counsel for the petitioner submitted that he has filed certified copies of all the relevant documents before this Commission.

List on 10.11.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**St. Anthony's Convent School, Sirumalai Road, Thottanuthu Village,
Reddiyapatty P.O., Dindigul East Taluk, Dindigul District, Tamil Nadu - 624003.**

Vs.

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

Case No. 12 of 2021

20.09.2022 Present

Present: Mr. Jose Abraham, Advocate for the petitioner.

None for the respondent.

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

Learned counsel for the petitioner submitted that Physical Inspection Committee has already inspected the petitioner institution.

Office is directed to 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 a copy of the reminder letter issued to the members of Physical Inspection Committee in order to pursue the matter with the Physical Inspection Committee, for inspection of the petitioner institution.

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

Learned counsel for the petitioner is directed to provide all the relevant documents to the members of Physical Inspection Committee.

Learned counsel for the petitioner submitted that he has filed certified copies of all the relevant documents before this Commission.

List on 10.11.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

St. Dominic's English High School, Hallikkere, Barandur P.O., Bhadravathi (T.K.), Shimoga District, Karnataka - 577245.

Vs.

Additional Chief Secretary to Government, Education Department (Higher Education), Government of Karnataka, Sixth Floor, MultiStoreyed Building, Bengaluru, Karnataka - 560001.

Case No. 13 of 2021

20.09.2022

Prese

nt: Mr. Jose Abraham, Advocate for the petitioner.

None for the respondent.

In compliance of the Commission's earlier Order dated 28.07.2022, physical inspection committee has sent by post their report along with covering letter dated 01.09.2022, which is received in the Commission's Office on dated 14.09.2022 and is taken on record.

Learned counsel for the petitioner submitted that he has filed certified copies of all the relevant documents before this Commission, except updated Recognition/Affiliation Certificate of the State/Central Board of Secondary Education (CBSE).

List on 10.11.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

Hebron School, Lushington Hall, Ootacamund, Nil Giris District, Tamil Nadu - 643001.

Vs.

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

Case No. 223 of 2021

20.09.2022

Present

Present: Mr. Presly Mathai, Advocate for the petitioner.
None for the respondent.

Despite service of regd. notice, none appeared on behalf of the respondent, even in the second round.

Mr. Presly Mathai, Advocate appeared on behalf of the arguing counsel Mr. Manoj V. George and prayed for time to take instruction from his client.

In the interest of justice, list on 15.11.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

**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

20.09.2022

Present

None.

None appeared on behalf of both the parties, even in the second round.

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

Office is directed to 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.

In the interest of justice, list on 15.11.2022.

**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 Degree College, 8-4-368, Sultan Nagar, Motinagar,
Earragadda, Hyderabad, Telangana - 500018.**

Vs.

**Secretary, Minorities Welfare Department, 3rd Floor, A.P. Secretariat,
Velagapudi, Amaravati.**

Case No. 240 of 2021

20.09.2022

Prese

nt: Mr. Jose Abraham, Advocate for the petitioner.

None for the respondent.

In compliance of the Commission's earlier Order dated 26.07.2022, Office has sent letter to the District Educational Officer, Hyderabad by Ordinary post but we have not received any response/ physical inspection report.

Office is again directed to again issue reminder letter to the District Educational Officer, Hyderabad with the direction that Commission has called inspection report from the appropriate Physical Inspection Committee and being a member of the Committee, he is quite competent to send the inspection report.

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

Learned counsel for the petitioner prayed for a copy of the reminder letter issued to the members of Physical Inspection Committee in order to pursue the matter with the Physical Inspection Committee, for inspection of the petitioner institution.

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

Learned counsel for the petitioner is directed to provide all the relevant documents to the members of Physical Inspection Committee.

Learned counsel for the petitioner again prayed for time to file certified copies of all the relevant documents.

In the interest of justice, list on 15.11.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

1. **Maharashtra Medical Education and Research Centre, A registered Public Trust through its, Treasurer Dr. Mushtaque U. Mukadam, 2390-B, K.B. Hidayatullah Road, New Modikhana, Azam Campus, Camp, Pune – 411001**

- Petitioner No. 1

2. **ZVM Unani Medical College and Hospital, Pune, through its Principal Dr. Jalis Ahmed, 2390-B, K.B. Hidayatullah Road, New Modikhana, Azam Campus, Camp, Pune – 411001**

- Petitioner No. 2

Vs.

1. **Department of Medical Education, Govt. of Maharashtra Mantralaya, Mumbai - 400032.**

- Respondent No. 1

2. **Registrar, Maharashtra University Health Science, Nashik, Mhasrul, Dindori Road, Nashik – 4222004.**

- Respondent No. 2

3. **Director, Directorate of AYUSH, Maharashtra State, Mumbai, St. George Hospital Compound, P.D. Mello Road Fort, Mumbai – 400001.**

- Respondent No. 3

Misc. Case No. 08 of 2021

20.09.2022 Prese

nt: Mr. P. A. Inamdar and Mr. Tejasvi Kumar, Advocate for the petitioners.

Mr. Saket Jain, Advocate for the respondent no. 02.

None for the respondent no. 01 and 03.

Mr. Tejasvi Kumar, Advocate appeared on behalf of the petitioners.

Mr. Saket Jain, Advocate appeared on behalf of the arguing counsel

Mr. Gaurav Aggarwal.

None for the respondent no 01 and 03.

In compliance of the Commission's earlier Order of this Commission, Office has issued regd. notice to the respondent no.01, which is received unserved and returned back to this Commission on dated 25.07.2022, which is taken on record.

Learned counsel for the petitioner is directed to provide proper address of respondent no.01 and submit two more envelopes and postal charges for sending regd. notice again to the respondent no. 01 and 03.

After compliance of the above order by the learned counsel for the petitioner, Office is directed to issue notice to the respondent01 and 03.

List on 17.11.2021.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

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

1. Maharashtra Cosmopolitan Education Society, Pune through its President
Dr. P.A. Inamdar

-Petitioner No. 1

2. M.C.E. Society's Abeda inamdar senior College, pune, through its Princiapl
Dr. Shaila Bootwala

-Petitioner No. 2

Vs.

1. University Grant Commission through its Secretary, Bahadur Shah Zafar
Marg, New Delhi-110002.

-Respondent No. 1

2. State of Maharashtra, through its Principal Secretary, Higher & Technical
Education Department, 4th Floor, Mantralaya Annex, Madam Cama Road,
Nariman Point, Mumbai- 400032.

-Respondent No. 2

3. Savitribai Phule Pune University, through its Registrar, Ganeshkhind,
Pune-411007

-Respondent No. 3

Misc. Case No. 09 of 2021

20.09.2022

Prese

nt: Mr. P. A. Inamdar and Mr. Tejasvi Kumar, Advocate for the petitioners.
Ms. Shurbhi Sharma, Advocate for the respondent no.01
None for the respondent no. 02 and 03.

Mr. Tejasvi Kumar, Advocate appeared on behalf of the petitioners.

Ms. Shurbhi Sharma, Advocate appeared on behalf of the arguing
counsel Mr. Ashwarya Sinha.

None appeared on behalf of the respondent no 2 and no. 03.

Learned counsel for the petitioner submitted that relief has been
granted by the State Competent Authority and they do not want to press this
petition.

Accordingly, this case is dismissed as withdrawn.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Ursuline Primary Teachers' Education College, Chandrapura, P.O. Maheshpur,
District - Pakur, Jharkhand - 816106.**

Vs.

**Director, Primary Education, Department of School Education & Literacy, S.E
& L. Department, MDI Building, Post - Dhurwa, District - Ranchi, Jharkhand –
834004.**

Case No. 93 of 2022

20.09.2022 Present:

nt:

None.

Despite email to the petitioner, none appeared on behalf of the petitioner, even in the second round.

It transpires from the record that the petitioner has not applied to the State Competent Authority for grant of NOC.

The Hon'ble Supreme Court in Civil Appeal No. 3945 of 2018 in case of Sisters of St. Joseph of Cluny vs. The State of West Bengal and Ors. vide order dated 18.04.2018, has held that any person who desires to establish minority educational institution after the amendment Act of 2006 came into force, must apply only 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 to the competent authority set up under the statute.

It transpires from the records, that the petitioner has filed photocopy of MSC application and also applied before the State Competent Authority for grant of Minority Status Certificate and that application is still pending. As per law and settled procedure, petitioner cannot apply before this Commission unless and until the Minority Status Certificate application is disposed by the State Competent Authority. Hence this application is not maintainable at this stage.

Since nobody has appeared to make any submission. The Commission has waited sufficiently. The Commission has been forced to dismiss the petition.

Hence, the petition is dismissed in default.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**St. Marys Convent School, Shanti Nagar, Faridpur, Bareilly District,
Uttar Pradesh - 243503.**

Vs.

- 1. Director, Minority Welfare Department, 6th Floor, Indira Bhawan,
Lucknow, Uttar Pradesh**
- 2. Additional Chief Secretary, Department of Secondary Education
Govt. of UP Bahu Khandi,, Secretariat, Lucknow (UP).**

Case No. 107 of 2022

20.09.2022

Present

Present: Mr. Jose Abraham, Advocate for the petitioner.

None for the respondent.

Despite service of regd. notice and email also, none appeared on behalf of the respondent no.02, even in the second round.

Learned Counsel for the petitioner filed additional envelope and postal stamps for sending notice to respondent no.01 on dated 20.07.2022 but Office has not issued notice to the respondent no.01.

In commission's earlier Order dated 19.07.2022, it is mentioned that issue notice by registered Ad/e-mail to the respondent instead of respondents.

Learned Counsel for the petitioner filed 05 documents by hand, before the Commission's Office on dated 15.09.2022, which are taken on record.

Office is directed to issue notice by registered Ad/e-mail to the respondent no. 01.

In the interest of justice, list on 15.11.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

20.09.2022

Auxilium High School, Kuttamala P.O, Vazhichal, Thiruvananthapuram Dt., Kerala – 695 505.

Vs.

Director, Directorate of Minority Welfare, Government of Kerala, 4th Floor, Vikas Bhavan, Thiruvananthapuram, Kerala - 695033.

Present: Mr. Jose Abraham, Advocate for the petitioner.

An application has been received by hand on 13.09.2022 from Auxilium High School, Kuttamala P.O, Vazhichal, Thiruvananthapuram Dt., Kerala – 695 505 for grant of minority status certificate. It be registered.

It transpires from the petition that on 10.03.2021 the petitioner has applied for grant of No Objection Certificate to the State Competent Authority i.e. Director, Directorate of Minority Welfare, Government of Kerala, 4th Floor, Vikas Bhavan, Thiruvananthapuram, Kerala – 695033.

Thereafter, State Competent Authority vide order No. 4142/MSC/2021/DMW dated 07.05.2022 grant No Objection Certificate to the petitioner Institute.

Petitioner institute has submitted Resolution passed by the Governing Body of the Society to obtain Minority Status Certificate from this Commission.

It also transpires from the petition that in this Un-aided School during the academic year 2020-21 total 407 students were studying and out of them 245 students were from Christian Minority Community, during the academic year 2021-22 total 424 students were studying and out of them 257 students were from the Christian Minority Community and during the academic year 2022-23 total 435 students are studying and out of them 233 students belongs to the Christian Minority Community and petitioner has already filed envelope with postage charges for sending notice to the State Competent Authority.

It also transpires from the petition and as per information furnished by the petitioner against the column no. 6 of MSC application that level of this school is Secondary (1st to 10th) and recognition certificate filed by the petitioner is issued by District Educational Officer – Neyyattinkara instead of Central / State Examination Board.

Learned counsel for the petitioner prayed for time to file recognition / affiliation certificate issued by Central / State Examination Board.

After perusal of the record, we find that Sr. Rosa Mathai, has filed this application before this Commission for grant of Minority Status Certificate as Secretary of the Society and her name is available in the MoA of the Society which is duly certified by the Registrar.

Contd..

20.09.2022

Auxilium High School, Kerala – 695 505.

Vs.

Director, Directorate of Minority Welfare, Kerala - 695033.

Continued from pre-page.

The petitioner Institution has applied for grant of Minority Status Certificate on the ground that the same has been established and is being administered by Vazhichal Auxilium Society, Salesian Sisters, Maria Nikethan, Vazhichal, Thiruvananthapuram Dt., Kerala – 695505, constituted by the members of the Christian Community. The aforesaid averments made in the petition find ample corroboration from the documentary evidence produced on behalf of the petitioner institution and the affidavit of Sr. Rosa Mathai.

The Memorandum of Association of the Society clearly reflects that the beneficiaries of the petitioner institution are members of the Christian Community.

In the fact and circumstances of the case, we are of the considered opinion that when the State of Kerala has granted No Objection Certificate to the petitioner Institute to obtain Minority Status Certificate from this Commission, there is no need to give any notice to the respondent i.e. State Competent Authority.

Office is directed to return Envelope and postage charges to the petitioner.

Heard learned counsel for the petitioner, Reserved for order.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

A.K.