

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

**Kurumathur South AUP School, P.O. - Kurumathur, Karimbam,
District - Kannur, Kerala - 670142.**

V/s.

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

Case No. 316 of 2019

02.06.2022

Present: Mr. Prasanth K., Advocate for the petitioner.
None for the respondent.

Mr. Prasanth K appeared on behalf of the arguing counsel
Mr. Junais P.

Learned counsel for the petitioner prayed for last and final
opportunity to file certified copies of the relevant documents as well
as to comply with the Commission's earlier Order dated 29.05.2019
and 15.12.2021. In the interest of justice, last and final opportunity is
granted.

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

Office is directed to again issue reminder by post and e-mail to
the members of the Physical Inspection Committee for sending the
report positively before the next date of hearing and to provide a copy
of reminder 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 to provide the
copies of all the relevant documents to them for sending their reply.

List on 12.07.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

RS

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

**Classic Montessori High School, Chaudhrana Malihabad,
Lucknow, Uttar Pradesh -227111.**

V/s.

- 1. Secretary, Department of Higher Education, Government of Uttar Pradesh.**
- 2. Additional Chief Secretary, Department of Higher Education, Government of Uttar Pradesh, Bahu Khandi, Secretariat, Lucknow, Uttar Pradesh -226001.**

Case No. 330 of 2019

02.06.2022

Present: Mr. Prasanth K., Advocate for the petitioner.
None for the respondent.

Mr. Prasanth K appeared on behalf of the arguing counsel Mr. Junais P and again prayed for time to comply with the Commission's earlier Orders dated 14.07.2021 and 26.10.2021. In the interest of justice, time prayed for is allowed.

It transpires from the records that despite giving registered notices and e-mail to both 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 constituting 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.

In the interest of justice, list on 13.07.2022.

**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's International School for Excellence, Tarasevania,
Near Pravalia Sadak, Bhopal, Madhya Pradesh.**

V/s.

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

Case No. 439 of 2019

02.06.2022

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

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

Office is directed to again issue reminder by post and e-mail to the members of the Physical Inspection Committee for sending the report positively before the next date of hearing and to provide a copy of reminder letter to the learned counsel for the petitioner also.

Learned counsel for the petitioner is directed to approach the members of the Physical Inspection Committee and to provide the certified copies of all the relevant documents to the members of the Physical Inspection Committee for sending their reply positively.

List on 02.08.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

RS

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

St. Theresa of Child Jesus School of Nursing, St. Thomas Hospital, St. Thomas Mount, Chennai, T.N.

Vs.

**Principal Secretary, Health and Family Welfare Department,
Government of T.N.**

Case No. 543 of 2019

02.06.2022

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

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

District Education Officer, Chennai Central, Chennai-15 has sent, a letter dated April, 2022 by post wherein it stated that as the said matter pertains to the Higher Education Department , he is returning the Commission's original letter along with copies of MSC application and other documents, which is received in the Commission's Office on dated 06.05.2022 and is taken on record.

Office is directed to issue a letter to the said officer that within the provisions of NCMEI Act, 2004, the Commission has directed him to be a member of the Physical Inspection Committee and he has to abide by the directions of the Hon'ble Court of the Commission.

Office is also directed to issue reminder by post and e-mail to the members of the Physical Inspection Committee, for sending the report positively before the next date of hearing and to provide a copy of reminder 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 to provide the copies of all the relevant documents to them for sending their reply positively.

List on 04.08.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

RS

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

**Christ School, P.B. No. 6, Patel Nagar, Anand Nagar P.O.,
Bhopal Dist., M.P.**

V/s.

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

Case No. 547 of 2019

02.06.2022

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

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

Office is directed to again issue reminder by post and e-mail to the members of the Physical Inspection Committee for sending the report positively before the next date of hearing and to provide a copy of reminder 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 to provide the relevant documents to them for sending their reply.

List on 10.08.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

RS

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

**Abul Kalam Girls Inter College, Village - Karhi, Post - Karhi,
Tehsil - Khalilabad, District - Sant Kabir Nagar, Uttar Pradesh
V/s.**

**The Principal Secretary, Higher Education, Department of
Education, Government of Uttar Pradesh, 11, Naveen Bhawan
Secretariat, Lucknow, Uttar Pradesh.**

Case No. 610 of 2019

02.06.2022

Present: Mr. Prasanth K., Advocate for the petitioner.

Mr. Prasanth K appeared on behalf of the arguing counsel Mr. Junais P.

Learned counsel for the petitioner has on dated 12.04.2022, filed the General Body Resolution of the petitioner Society before the Commission's Office, which is taken on record.

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

Office is directed to again issue reminder by post and e-mail to the members of the Physical Inspection Committee for sending the report positively before the next date of hearing and to provide a copy of reminder 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 to provide the relevant documents to them for sending their reply.

Learned counsel for the petitioner again prayed for time to file updated recognition/ affiliation order issued by State Board or CBSE.

List on 23.08.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

RS

GOVERNMENT OF INDIA
NATIONAL COMMISSION FOR MINORITY
EDUCATIONAL INSTITUTIONS

**Don Bosco College of Agriculture, Don Bosco Agro-ED Complex,
Sulcorna, Quepem, South Goa, Goa.**

V/s.

Director of Education, Directorate of Education, Porvorim, Goa.

CASE NO. 658 OF 2019

Date: 02.06.2022

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

Learned counsel for the petitioner again prayed time to comply with the Commission's earlier order dated 30.03.2022.

It transpires from the record that out of total 165 students only 32 students are from Christian minority community. Christians constitute 25.10% of the population of Goa according to the 2011 census.

Learned counsel for the petitioner prayed time to take instruction from his client. Time prayed for is allowed.

List the matter on 23.08.2022.

**JUSTICE NARENDRA KUMAR
JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

Ks

GOVERNMENT OF INDIA
NATIONAL COMMISSION FOR MINORITY
EDUCATIONAL INSTITUTIONS

**Sevaniketan Primary School, Gothada, Ta – Savli, Vadodara Dist.,
Gujarat.**

V/s.

- 1. Commissioner of Schools, Commissionerate of Mid Day Meals
and Schools, Government of Gujarat, Sector – 10,
Gandhinagar, Gujarat.**
- 2. Commissioner of Schools, Block No. 9-1, Dr. Jivraj Mehta
Bhawan, Gandhinagar, Gujarat.**

CASE NO. 718 OF 2019

Date: 02.06.2022

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 and postage charges 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**

Shri Digamber Jain Junior High School, Chowki Gate, Firozabad, U.P.

V/s.

- 1. Additional Chief Secretary, Dept. of School Education, Govt. of U.P.,
Secretariat, Lucknow, U.P.**
- 2. The Principal Secretary, School/ Secondary Education, Govt. of
U.P., Bapu Bhawan, 7th Floor, Lucknow, U.P.**

CASE NO. 815 OF 2019

Date: 02.06.2022

Present: Mr. Prasanth for the petitioner.

None for the respondent.

Despite service of registered notice to both the respondents, none appeared on behalf of them even in second round.

Respondent no. 2 has returned original notice alongwith eleven papers with the observation that respondent no. 2 has jurisdiction in those institutions which are concerned with the higher education not with secondary education.

Mr. Prasanth appeared on behalf of the petitioner and prayed time to file his vakalatnama and also comply with the Commission's earlier order dated 30.03.2022.

Despite service of registered notice and e-mail to the respondents, we have not received any response/reply.

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 constituting 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.

List on 24.08.2022.

**JUSTICE NARENDRA KUMAR
JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

Ks

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

**National Public School, Whitefield, 1/4, KG&S and SRB Gurukul, Kumbena
Agrahara, Kadugodi Post, Whitefield, Bangalore, Karnataka.**

V/s.

**Additional Chief Secretary, Dept. of Higher Education, Government of
Karnataka.**

CASE NO. 104 OF 2020

Date: 02.06.2022

Present: Mr. Prasanth Advocate for the petitioner.
None for the respondent.

Despite 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.

Office is directed to send one more 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 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.

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

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

Respondent has sent a copy of joint reply dated 08.04.2022, which was received by the Commission on dated 11.04.2022. The said joint reply is taken on record.

Office is directed to supply a copy of the said reply to learned counsel for the petitioner.

List o 24.08.2022.

**JUSTICE NARENDRA KUMAR
JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

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GOVERNMENT OF INDIA
NATIONAL COMMISSION FOR MINORITY
EDUCATIONAL INSTITUTIONS

**Mount Hira Academy Nursery & Primary School, 52/8H, Net Complex,
2nd Rajaji Street, Nellikuppam, T.N.**

V/s.

**Principal Secretary, School Education Department, Fort St. George,
Secretariat, Chennai, T.N.**

CASE NO. 686 OF 2019

Date: 02.06.2022

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

The respondent has sent counter affidavit alongwith covering letter dated 02.04.2022 by post, which was received in the Commission's office on dated 25.04.2022. The same is taken on record.

Office is directed to supply copy of the said counter affidavit to learned counsel for the petitioner.

Respondent has also sent an internal communication dated 23.02.2022 by post, which was received in the Commission's office on dated 02.05.2022. The same is also taken on record.

Learned counsel for the petitioner filed an application under Order VIII Rule 9 of Section 151 C.P.C. read with Section 12 of the NCMEI Act, 2004, seeking permission to file rejoinder alongwith affidavit. He has also submitted a copy of the above application along with an envelope and postal stamp, before the Commission's Office on dated 26.04.2022, which are taken on record.

Office is directed to issue notice of the above application to the respondent by registered A.D. and e-mail.

List on 23.08.2022.

**JUSTICE
NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

Ks

GOVERNMENT OF INDIA
NATIONAL COMMISSION FOR MINORITY
EDUCATIONAL INSTITUTIONS

**Akal Academy Ramsinghpur, VPO 59, GB Ramsinghpur, Tehsil
Anupgarh, Dist. Sri Ganganagar, Rajasthan.**

V/s.

**Principal Secretary, Deptt. of Minority Affairs & Waqf, Govt. of
Rajasthan, Main Building, Govt. Secretariat, Jaipur, Rajasthan.**

CASE NO. 378 OF 2020

Date: 02.06.2022

Present: Mr. Prasanth, 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

02.06.2022

Dr. A.P.J. Abdul Kalam Higher Secondary School, Nagar Panchayat Saifini, Tehsil - Shahbad, District - Rampur, Uttar Pradesh - 244922.

Vs.

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

Present: None.

An application has been received by post on 19.05.2022, from Dr. A.P.J. Abdul Kalam Higher Secondary School, Nagar Panchayat Saifini, Tehsil - Shahbad, District - Rampur, Uttar Pradesh - 244922, for grant of minority status certificate. It be registered.

Perused the office report and it transpires from the record that the petitioner has not applied before the State Competent Authority for grant of No Objection Certificate.

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 a 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 petition that petitioner has not furnished the information against the column no. 2 and column no. 6 (a) of the MSC application.

In this case office has reported that petitioner has mentioned level of education in the MSC application as Higher Secondary but recognition filed by the petitioner is only upto class 10th, which is also not issued by the Central / State Examination Board.

Petitioner has not filed envelope with postage charges for sending notice to the respondent and list of Governing Body filed by the petitioner is not certified by the Registrar of the Societies.

In this Un-aided school all students are from the Muslim Minority Community and Beneficiary clause is also not available in the MoA.

Office is directed to issue show cause notice by registered AD/ e-mail to the petitioner as to why this petition may not be dismissed at this stage.

List on 31.08.2022.

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 Primary School, Kakkathope, Gudalur Road, Ooty, The Nilgiri District, Tamil Nadu-613006

V/s

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

Case No. 263 of 2019

02.06.2022

Present: Mr. Jose Abraham, 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 Primary School, Kakkathope, Gudalur Road, Ooty, The Nilgiri District, Tamil Nadu-613006 run by The Society of Mary Immaculate (Tamil Nadu) 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 Primary School, Kakkathope, Gudalur Road, Ooty, The Nilgiri District, Tamil Nadu-613006, which is an aided Primary School, is declared as an aided 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**

**St. Theresa's Girls Hr. Sec. School, King Street, Tharangambadi P.O.,
Tharangambadi (T.K.), District Nagapattinam, Tamil Nadu-609313**

V/s

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

Case No. 266 of 2019

02.06.2022

Present: Mr. Jose Abraham, 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 St. Theresa's Girls Hr. Sec. School, King Street, Tharangambadi P.O., Tharangambadi (T.K.), District Nagapattinam, Tamil Nadu-609313 run by The Society of Mary Immaculate (Tamil Nadu) 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, St. Theresa's Girls Hr. Sec. School, King Street, Tharangambadi P.O., Tharangambadi (T.K.), District Nagapattinam, Tamil Nadu-609313, which is from 6th to 10th Std, is declared as an aided 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 and updated recognition / affiliation order issued by the State Board / CBSE to the aided 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**

**St. Francis School, Kuttumunda, Vaniyambalam, Post Malappuram, Tehsil
Nilambur, Kerala-679339**

V/s

**Secretary, General Education Department, Govt. of Kerala,
Thiruvananthapuram, Kerala-695001**

Case No. 404 of 2019

02.06.2022

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

Order dictated separately and pronounced, which reads as under:

Consequently, the petition filed by the petitioner institution namely St. Francis School, Kuttumunda, Vaniyambalam, Post Malappuram, Tehsil Nilambur, Kerala-679339 is hereby dismissed. However, petitioner institution is free to move fresh application for grant of MSC as per the law, following the procedure after having minimum percentage of students in their institution.

In the interest of justice, office is directed to send copy of this judgement to State Competent Authority for compliance of this judgement.

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**

Little Flower Nursery & Primary School, Ramanputhur, Nagercoil, District Kanyakumari, Tamil Nadu-629004

V/s

1. Principal Secretary to Government, Health and Family Welfare Department, Govt. of Tamil Nadu

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

Case No. 655 of 2019

02.06.2022

Present: Mr. Jose Abraham, 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 Little Flower Nursery & Primary School, Ramanputhur, Nagercoil, District Kanyakumari, Tamil Nadu-629004 run by Immaculate Heart of Mary’s Society, Society No. 1 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, Little Flower Nursery & Primary School, Ramanputhur, Nagercoil, District Kanyakumari, Tamil Nadu-629004, which is an unaided Primary School, 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**

**Holy Angel Higher Secondary School, 2A, Kanagavel Colony, Madurai P.O.,
District Madurai, Tamil Nadu-625001**

V/s

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

Case No. 721 of 2019

02.06.2022

Present: Mr. Jose Abraham, 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 Holy Angel Higher Secondary School, 2A, Kanagavel Colony, Madurai P.O., District Madurai, Tamil Nadu-625001 run by Holy Angel Higher Secondary School Christian Educational Society 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, Holy Angel Higher Secondary School, 2A, Kanagavel Colony, Madurai P.O., District Madurai, Tamil Nadu-625001, which is from 6th to 10th Std., is declared as a partly aided 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 and updated recognition / affiliation order issued by the State Board / CBSE to the partly aided 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**

**St. Thomas Matriculation Higher Secondary School, 33/34, Stringer Street,
Broadway, Chennai, Tamil Nadu-600108**

V/s

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

**Case No. 84 of 2020
02.06.2022**

Present: Mr. Jose Abraham, 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 St. Thomas Matriculation Higher Secondary School, 33/34, Stringer Street, Broadway, Chennai, Tamil Nadu-600108 run by St. Thomas Orthodox Syrian Cathedral 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, St. Thomas Matriculation Higher Secondary School, 33/34, Stringer Street, Broadway, Chennai, Tamil Nadu-600108, which is from LKG to 12th Std., 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 and updated recognition / affiliation order issued by the State Board / CBSE to the unaided 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**

Dr. Maria Aschhoff School of Nursing, St. Thomas Hospital and Leprosy Centre, Chettupattu, Chettupattu Taluk, District Tiruvannamalai, Tamil Nadu-606801

V/s

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

Case No. 212 of 2019

02.06.2022

Present: Mr. Jose Abraham, 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 Dr. Maria Aschhoff School of Nursing, St. Thomas Hospital and Leprosy Centre, Chettupattu, Chettupattu Taluk, District Tiruvannamalai, Tamil Nadu-606801 run by St. Thomas Hospital and Leprosy Centre Society, Chettupattu 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, Dr. Maria Aschhoff School of Nursing, St. Thomas Hospital and Leprosy Centre, Chettupattu, Chettupattu Taluk, District Tiruvannamalai, Tamil Nadu-606801, which is for GNM Courses, 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, updated Recognition / Affiliation Order issued to the unaided 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**

**St. Theresa's Arts and Science College for Women, Tharangambadi P.O.,
Tharangambadi Taluk, District Nagapattinam, Tamil Nadu-609313**

V/s

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

Case No. 260 of 2019

02.06.2022

Present: Mr. Jose Abraham, 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 St. Theresa's Arts and Science College for Women, Tharangambadi P.O., Tharangambadi Taluk, District Nagapattinam, Tamil Nadu-609313 run by The Society of Mary Immaculate (Tamil Nadu) 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, St. Theresa's Arts and Science College for Women, Tharangambadi P.O., Tharangambadi Taluk, District Nagapattinam, Tamil Nadu-609313, which is for Bachelor and Master Courses, 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**

**Dagshai Public School, Dagshai Cantt., District Solan, Shimla Hills,
Himachal Pradesh-173210**

V/s

Director, Directorate of Higher Education, Shimla-1, Himachal Pradesh

Case No. 406 of 2019

02.06.2022

Present: Mr. Junais P., 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 Dagshai Public School, Dagshai Cantt., District Solan, Shimla Hills, Himachal Pradesh-173210 run by Atam Science Trust Society 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 Sikh minority community.

Consequently, Dagshai Public School, Dagshai Cantt., District Solan, Shimla Hills, Himachal Pradesh-173210, which is for Senior Secondary School Examination (upto 12th Class), 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 Sikh minority community subject to the eligibility of the students and availability of the accommodation in the petitioner institution, proper resolution duly signed by majority members of the General Body of the Society in favour of Shri Bawa Preet Ranjan Singh, Joint Secretary of Atam Science Trust Society for obtaining MSC from this Commission and certified copy of proper / Amended Memorandum of Association duly certified by the Registrar of the Society. 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**

**Tirthankar Mahaveer Vidya Mandir, At-Puri, Post-Pawapuri, District
Nalanda, Rajgir, Bihar-803115**

V/s

**Secretary, Human Resource Development, Govt. of Bihar, Secretariat,
Patna, Bihar**

Case No. 539 of 2019

02.06.2022

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

Order dictated separately and pronounced, which reads as under:

Consequently, the petition filed by the petitioner institution namely Tirthankar Mahaveer Vidya Mandir, At-Puri, Post-Pawapuri, District Nalanda, Rajgir, Bihar-803115 is hereby dismissed. However, petitioner institution is free to move fresh application for grant of MSC as per the law, following the procedure after having minimum percentage of students in their institution.

In the interest of justice, office is directed to send copy of this judgement to State Competent Authority for compliance of this judgement.

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