

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

**Bethsada Junior School, Airapuram, P.O. – Kilikulam,
Ernakulam District, Kerala**

V/s.

**Secretary, General Education Department,
Thiruvananthapuram, Kerala**

Case No. 100 of 2019

28.07.2021

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.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

SR

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

**Iqra International School, #202, 2nd Cross, 27th Main,
Jaibheemanagar, BTM Layout 1st Stage, Bangalore, Karnataka
– 560068.**

V/s.

**The Principal Secretary, Education Department (Higher
Education), Government of Karnataka, 6th Floor, Multi Storeyed
Building, Bengaluru, Karnataka.**

Case No. 177 of 2019

28.07.2021

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

Learned counsel for the petitioner invited our attention to the reply of the State Government dated 26.09.2019. We have also perused the above Order.

Learned counsel for the petitioner desired to submit rejoinder of that Order. In the interest of justice, time prayed for is allowed.

If the learned counsel for the petitioner fails to file counter affidavit even then the case would be taken up for the final arguments.

List on 21.09.2021.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

SR

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

**Hira Nursery and Primary School, 170, West Pandy Road,
Nallarasan Pettai, Valavanur Post, Villupuram, Tamil Nadu –
605108.**

V/s.

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

Case No. 178 of 2019

28.07.2021

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

Learned counsel for the petitioner prayed for time to file certified copies of relevant documents. In the interest of justice, time prayed for is allowed.

Learned counsel for the petitioner filed an application under Order 8 Rule 9 and Section 151 C.P.C. read with Section 12 (2) of the NCMEI Act, 2004, to accept the Rejoinder Affidavit. He has also filed a copy of the above along with an envelope and postal stamp, submitted by hand before the Commission's Office on dated 23.07.2021, which are taken on record.

Office is directed to issue notice of the above application to the respondent.

List on 09.11.2021.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

SR

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

**Elite Public School, Puliyankulam P.O., Silaiman (Via), Madurai
Rameswaram by Pass Road, Madurai, Tamil Nadu – 625201.**

V/s.

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

Case No. 179 of 2019

28.07.2021

Present: Mr. Junais P., 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**

SR

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

**Shebha Nursery and Primary School, No. 199, Solaippan Street,
Old Washermenpet, Chennai, Tamil Nadu- 600 021.**

Vs

**Principal Secretary, School Education Department, Government
of Tamil Nadu, Fort St. George, Secretariat, Chennai, Tamil
Nadu- 600 009.**

Case No. 186 of 2019

28.07.2021

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.

Despite regd. notice issued on 13.04.2021, none appeared on
behalf of the respondent.

After issuing of the said notice, there was lockdown in the country
as well as in the State of Tamil Nadu. We have not received any
acknowledgement and tracking report is also not available on file.

In the interest of justice and due to Covid-19 pandemic,
learned counsel for the petitioner is directed to submit an envelope
and postal charges for sending regd. notice again to the respondent.

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

In the interest of justice, list on 09.11.2021.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

SR

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

**National Academy Montessori Matric Higher Secondary School,
Pattinamkathan, Ramanathapuram, Tamil Nadu - 623503**

V/s

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

Case No. 297 of 2019

28.07.2021

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

Learned counsel for the petitioner prayed for time to file certified copies of relevant documents. In the interest of justice, time prayed for is allowed.

Learned counsel for the petitioner filed an application under Order 8 Rule 9 and Section 151 C.P.C. read with Section 12 (2) of the NCMEI Act, 2004, to accept the Rejoinder Affidavit. He has also filed a copy of the above along with an envelope and postal stamp, submitted by hand before the Commission's Office on dated 23.07.2021, which are taken on record.

Office is directed to issue regd. notice of the above application to the respondent.

List on 09.11.2021.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

SR

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

**A.M.L.P. School, Kallarattikkal, P.O. Urangattiri, Areacode,
Malappuram District, Kerala**

V/s

**Secretary, General Education Department, Thiruvananthapuram,
Kerala**

Case No. 301 of 2019

28.07.2021

Present: Mr. Junais P., 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.

Learned counsel for the petitioner submitted that State has no replied the application dated 11.12.2018 to the petitioner institution.

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

Petitioner institution has applied to NCMEI for grant of Minority Status Certificate. In the facts and circumstances of the case we deem just and proper that physical inspection report alongwith the recommendation for issuance of the minority status certificate to the petitioner institution, may be obtained from the committee consisting of 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.

In the interest of justice, list on 09.11.2021.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

SR

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

**St. Roch's High School, Thope, Vallakkadavu P.O.,
Thiruvananthapuram, Kerala**

V/s.

**Secretary, General Education Department, Government of
Kerala, Thiruvananthapuram, Kerala - 695001**

Case No. 546 of 2019

28.07.2021

Present: None.

Order dictated separately and pronounced, which read
as under:

“In view of the facts and observations, it is an admitted fact that the petitioner institution had applied to competent authority of the State of Kerala for grant of NOC under Section 10 of the NCMEI Act, 2004 and the said applications was not decided in accordance with the provisions of NCMEI Act, 2004 and verdict of the Hon’ble Apex Court by the State competent authority and passed the impugned order dated 02.02.2018. So in the interest of justice, we are of the considered opinion, without going on the merits of the case, it is just, proper and fit case to send the matter back to the state competent authority to decide the application of the petitioner institution for grant of NOC under Section 10 of the NCMEI Act, 2004 on merits after considering all the documents produced by the petitioner institutions at the earliest, expeditiously.”

Office is directed to send copy of this order to the State Competent Authority and in the interest of justice, in addition the petitioner institution is also directed to produce certified copy of this order before the State Competent Authority immediately for compliance of this order.

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

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

SR

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

R.C.M. Boys Primary School, Surada, Ganjam, Odhisha - 761108.

Vs.

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

Case No. 413 of 2020

28.07.2021

Present: Mr. Junais P., 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.

Learned counsel for the petitioner has prayed for time to file certified copies of the relevant documents as well as to comply with the Commission's earlier Order dated 11.11.2020. In the interest of justice, time prayed for is allowed.

List on 13.01.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

SR

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

**St. Joseph's English Medium School, Dolo Tank Road,
Paralakhemundi, Gajapathi, Odisha - 760001.**

Vs.

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

Case No. 414 of 2020

28.07.2021

Present: Mr. Junais P., 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.

Learned counsel for the petitioner has prayed for time to file certified copies of the relevant documents as well as to comply with the Commission's earlier Order dated 11.11.2020. In the interest of justice, time prayed for is allowed.

List on 13.01.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

SR

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

**Sacred Heart Central School, No. 486, East Pandy Road, V. Maruthur,
Villupuram, Tamil Nadu - 605602.**

Vs.

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

Case No. 415 of 2020

28.07.2021

Present: Mr. Junais P., 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.

Learned counsel for the petitioner has prayed for time to file
certified copies of the relevant documents. In the interest of justice,
time prayed for is allowed.

List on 13.01.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

SR

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

**Sacred Heart Nursery & Primary School, East Pandy Road,
Villupuram, Tamil Nadu - 605602.**

Vs.

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

Case No. 416 of 2020

28.07.2021

Present: Mr. Junais P., 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.

Learned counsel for the petitioner has prayed for time to file
certified copies of the relevant documents as well as to comply with
the Commission's earlier Order dated 11.11.2020. In the interest of
justice, time prayed for is allowed.

List on 13.01.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

SR

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

Sacred Heart Convent Anglo Indian Hr. Sec. School, 338, East Pondy Road, Villupuram, Tamil Nadu - 605602.

Vs.

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

Case No. 417 of 2020

28.07.2021

Present: Mr. Junais P., 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.

Learned counsel for the petitioner has prayed for time to file certified copies of the relevant documents as well as to comply with the Commission's earlier Order dated 11.11.2020. In the interest of justice, time prayed for is allowed.

List on 13.01.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

SR

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

**St. Mary's Matriculation Hr. Sec. School, Vikravandi Post, Tamil Nadu
- 606652.**

Vs.

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

Case No. 418 of 2020

28.07.2021

Present: Mr. Junais P., 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.

Learned counsel for the petitioner has prayed for time to file
certified copies of the relevant documents as well as to comply with
the Commission's earlier Order dated 11.11.2020. In the interest of
justice, time prayed for is allowed.

List on 13.01.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

SR

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

**Mount Saint Joseph Matric HSS, 27, Avalurpet Road, Tiruvannamalai,
Tamil Nadu - 606601.**

Vs.

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

Case No. 419 of 2020

28.07.2021

Present: Mr. Junais P., 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.

Learned counsel for the petitioner has prayed for time to file
certified copies of the relevant documents as well as to comply with
the Commission's earlier Order dated 11.11.2020. In the interest of
justice, time prayed for is allowed.

List on 13.01.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

SR

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

28.07.2021

St. Alphonsa School, Jhirnia Village, Parvalia Road, Huzur Tehsil, Mugaliya P.O., Bhopal District, Madhya Pradesh - 462036.

Vs.

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

Present: Ms. Anju Joseph, Advocate for the petitioner

An application for grant of minority status certificate to St. Alphonsa School, Jhirnia Village, Parvalia Road, Huzur Tehsil, Mugaliya P.O., Bhopal District, Madhya Pradesh - 462036 has been received by hand on 19.07.2021. It be registered.

It transpires from the petition that on 27.03.2021, the petitioner has applied for grant of No Objection Certificate to the State Competent Authority i.e. Secretary, Backward Classes and Minority Welfare Department, Government of Madhya Pradesh, Room No. 339, Mantralaya, Bhopal, Madhya Pradesh - 462004, which was received by the respondent on 03.30.2021. The said petition is still pending. The petitioner has waited sufficiently for a period of 90 days, before filing this petition.

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

It transpires from the information furnished by the petitioner in Column No.6 (a) of the Application that out of 215 students only 08 students from Christian Minority Community is studying presently in the school. It is not clear that what percentage of Christian Minority Community is existing in the district Bhopal of Madhya Pradesh State and how this Institute is primarily working for the benefit of Christian Community.

Office is directed to tag the file no. 238 of 2020 with this case.

Office is directed to issue notice to the respondent by registered AD/e-mail.

In the interest of justice, list on 13.01.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

A.K

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

28.07.2021

Lancers Army School, London House, Dumas Road, Pipload, Tal - Choryasi, Surat, Gujarat - 395007.

Vs.

Deputy Directors, Directors of Schools, Old Sachivalaya, Block 9/1, Gandhinagar, Gujarat - 382010.

Present: Ms. Anju Joseph, Advocate for the petitioner

An application for grant of minority status certificate to Lancers Army School, London House, Dumas Road, Pipload, Tal - Choryasi, Surat, Gujarat - 395007 has been received by hand on 19.07.2021. It be registered.

It transpires from the petition that on 12.04.2021, the petitioner has applied for grant of No Objection Certificate to the State Competent Authority i.e. Deputy Directors, Directors of Schools, Old Sachivalaya, Block 9/1, Gandhinagar, Gujarat - 382010, which was received by the respondent on 15.04.2021. The said petition is still pending. The petitioner has waited sufficiently for a period of 90 days, before filing this petition.

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

Office has reported that name of signatory of the declaration part of application and affidavit as Chairman is not available in list of members certified by the registrar of societies.

Further office has reported that address of the school is different in application form of MSC and recognition certificate filed by the petitioner with this petition.

It transpires from the information furnished by the petitioner in Column No.6 (a) of the Application that out of 1414 students only 17 students from Sikh Minority Community is studying presently in the school. It is not clear that what percentage of Sikh Minority Community is existing in the district Surat of Gujarat State and how this Institute is primarily working for the benefit of Sikh Community.

Office is directed to tag the file no. 949 of 2018 with this case.

Learned counsel for the petitioner has prayed for time to file certain relevant documents and explanation. Time prayed for is allowed.

In the interest of justice, list on 13.01.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

A.K