

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

**Al-Ameen Matriculation School, 4/2-4, Pallivasal Street, Valinokkam Post,
Raamanathapuram District, Tamil Nadu.**

V/s.

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

Case No. 287 Of 2019

31.05.2022

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 has filed on dated 25.05.2022, three documents before the Commission's Office which are taken on record.

Learned Counsel for the petitioner has not filed translated copy of Tamil language document of recognition order of the petitioner institution.

Learned Counsel for the petitioner wants to clarify the position of name and Beneficiary Clause in the Memorandum of Association of the Trust.

Learned Counsel for the petitioner also prayed for time to file recognition/affiliation issued by the State Board/ CBSE.

In the interest of justice, last opportunity is granted for filing the documents.

List on 14.07.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

RS

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

Al Qalam Nursery and Primary School, Jalaliya Nagar, Periyapattinam Main Road, Ramanathapuram TK & District, Tamil Nadu.

V/s.

The Principal Secretary, School Education Department, Government of Tamil Nadu, Chennai, Tamil Nadu.

Case No. 294 of 2019

31.05.2022.

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

Mr. Prasanth K appeared on behalf of arguing counsel Mr. Junais P.
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The petition is disposed of as withdrawn.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**

RS

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

Aleef Nursery and Primary School, 4/51, Marcoir Street, Mannady, Chennai-01, Tamil Nadu.

V/s.

The Principal Secretary, School Education Department, Government of Tamil Nadu, Chennai, Tamil Nadu.

Case No. 298 of 2019

31.05.2022.

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 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**

RS

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

Liberal College, 11-13, Village - Pigdamber, Rau, Tehsil -Mhow, Indore, 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. 313 of 2019

31.05.2022.

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

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

Learned counsel for the petitioner has filed two documents on dated 05.04.2022, before the Commission's Office, which are taken on record.

Despite registered notice and e-mail to the respondent, we have not received any response/reply from the State Competent Authority. In the facts and circumstances of the case we deem it just and proper that physical inspection report alongwith the recommendations may be obtained from the Committee 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 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**

**John Memorial Teacher Training Institute (JMTTI), Sasthamcotta, Poruvazhi
P.O., Kollam District, Kerala**

V/s.

**The Secretary, General Education Department, Government of Kerala,
Thiruvananthapuram, Kerala – 695001**

Case No. 315 of 2019

31.05.2022

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/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 relevant documents to the members of the Physical Inspection Committee.

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

Learned counsel for the petitioner submitted that the petitioner institution is governed by individual management and he wants to file the succession certificate.

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**

**Global Matriculation School, Devala P.O., Gudalur Taluk, Nilgiri District,
Tamil Nadu – 643212.**

V/s.

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

Case No. 320 of 2019

31.05.2022

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

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

Learned counsel for the petitioner has filed on dated 25.05.2022, four
documents before the Commission's Office, which are taken on record.

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,
seeking permission to file the Rejoinder Affidavit. He has also filed a copy of the
above along with an envelope and postal stamp for sending notice to the
respondent, before the Commission's Office on dated 25.05.2022, which are
taken on record.

Office is directed to issue notice of the above application to the
respondent by reg. Ad/e-mail.

Learned counsel for the petitioner again prayed for time to file General
Body Resolution of the Trust. In the interest of justice, time prayed for is allowed.

List on 16.08.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

RS

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

**Benchmark International School, ILLathappadi Road, South Annara, Thirur,
District - Malappuram, Kerala – 676101.**

V/s.

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

Case No. 321 of 2019

31.05.2022.

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

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

Learned counsel for the petitioner has filed on dated 26.05.2022, four documents before the Commission's Office, which are taken on record.

Learned counsel for the petitioner again prayed for time to file General Body Resolution of the Trust. In the interest of justice, time prayed for is allowed.

Despite letter by post and e-mail to the members of the Physical Inspection Committee, we have not received any response/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 submit the relevant documents to the members of the Physical Inspection Committee.

List on 16.08.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

RS

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

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

V/s.

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

Case No. 404 of 2019

31.05.2022

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

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

Learned counsel for the petitioner has filed on dated 23.05.2022, certified
copy of the CBSE affiliation order of the petitioner institution before the
Commission's Office, which is taken on record.

Heard, learned counsel for the petitioner.

Reserved for Orders.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

RS

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

**St. Ignatius Matriculation Higher Secondary School, Vellakulam,
Sooranviduti P.O., Alangudi T.K., Pudukottai District, Tamil Nadu**

V/s.

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

Case No. 415 of 2019

31.05.2022

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

Learned counsel for the petitioner has filed on dated 25.05.2022, six documents before the Commission's Office, which are taken on record.

In compliance of the Commission's earlier Order dated 09.12.2021, members of the Physical Inspection Committee have sent their reports along with covering letter dated March,2022 and May,2022 which are received in the Commission's Office on dated 04.04.2022 and 30.05.2022 respectively and are taken on record.

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

List on 18.08.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

RS

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

**St. Joseph's Matriculation School, Susai Nagar, Pathiyavaram Post,
Thiruvannamalai District, Tamil Nadu**

V/s.

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

Case No. 416 of 2019

31.05.2022

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

Learned counsel for the petitioner has filed on dated 25.05.2022, six documents before the Commission's Office, which are taken on record.

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

List on 18.08.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

RS

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

**Sacred Heart Matriculation Higher Secondary School, Azhagappapuram,
Government Hospital Road, Kanyakumari District, Tamil Nadu**

V/s.

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

Case No. 417 of 2019

31.05.2022

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

Learned counsel for the petitioner has filed on dated 25.05.2022, six documents before the Commission's Office, which are taken on record.

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

List on 18.08.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

RS

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

**Sacred Heart College of Nursing, Pudupatti Village, A. Vellodu, Dindigul
District, Tamil Nadu**

V/s.

- 1. The Principal Secretary, School Education Department, Government of
Tamil Nadu, Fort St. George, Secretariat, Chennai, Tamil Nadu – 600009**
- 2. The Health and Family Welfare Department, Chennai-9, Tamil Nadu.**

Case No. 418 of 2019

31.05.2022

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

Learned counsel for the petitioner has filed on dated 25.05.2022, six documents before the Commission's Office, which are taken on record.

Learned counsel for the petitioner submitted that the affiliation certificate filed by the petitioner is valid upto 31.05.2022 and prayed for time to file updated recognition/ affiliation order.

List on 18.08.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

RS

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

Nirmala Institute of Technology, Manalikai, Kanyakumari District, Tamil Nadu.

V/s.

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

Case No. 436 of 2019

31.05.2022

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 the envelope and postal stamps to the learned counsel for the petitioner.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**St. Joseph's School, Gandhi Nagar, Old Town, Badravathi, Shimoga District,
Karnataka.**

V/s.

**The Additional Chief Secretary to Government, Education Department (Higher
Education), Sixth Floor, Multi-Storied Building, Bengaluru - 560001, Karnataka.**

Case No. 443 of 2019

31.05.2022

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

Learned Counsel for the petitioner prayed for last and final opportunity to
file certified copies of all the relevant documents as well as an application.

In the interest of justice, last opportunity is granted.

List on 23.08.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**St. Joseph's Industrial School, Vandavasi, Thiruvannamalai District, Tamil Nadu.
V/s**

**1. Principal Secretary to Government, Health and Family Welfare Department,
Government of Tamil Nadu, Secretariat, Chennai- 600 009.**

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

Case No. 541 of 2019

31.05.2022

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

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.

List on 23.08.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**St. Joseph's Arts and Science College for Women, South Singampunnari Village,
Nattarmangalam Road, Singampunari Taluk , Sivangagai District, Tamil Nadu.**

Vs

- 1. Principal Secretary to Government, Health and Family Welfare Department,
Government of Tamil Nadu, Secretariat, Chennai- 600 009.**
- 2. Principal Secretary, Higher Education Department, Government of Tamil Nadu,
Fort St. George, Secretariat, Chennai, Tamil Nadu.**

Case No. 545 of 2019

31.05.2022

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

Respondent has sent by post, Counter Affidavit along with covering letter dated 26.04.2022 before the Commission's Office on dated 29.04.2022, which is taken on record.

Office is directed to supply copy of the Counter Affidavit to the learned counsel for the petitioner.

An internal communication letter dated 21.03.2022 is received by post in the Commission's Office on dated 23.03.2022, which is also taken on record.

Learned Counsel for the petitioner prayed for time to file an application.

List on 23.08.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

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

Vs.

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

Case No. 721 of 2019

31.05.2022

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**

SR

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

St. Xavier's School, P.B. No. 26, Near Wockhardt Hospital, Kalawad Road, Rajkot Dt., Gujarat.

Vs.

- 1. Commissioner of Schools, Commissionarate of Mid Day Meals and Schools, Government of Gujarat, Sector – 10, Gandhinagar, Gujarat.**
- 2. Commissioner of Schools, Block No. 9-1, Dr. Jivraj Meheta Bhawan, Gandhinagar, Gujarat-382010.**

Case No. 771 of 2019

31.05.2022

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

None for the respondents.

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.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**St. Ann's Nursery and Primary School, P.T.C. Post, Perungudi, Madurai District,
Tamil Nadu**

V/s.

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

Case No. 781 of 2019

31.05.2022

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

Respondent has sent by post, Counter Affidavit along with covering letter dated 25.04.2022 before the Commission's Office on dated 09.05.2022, which is taken on record.

Office is directed to supply copy of the Counter Affidavit to the learned counsel for the petitioner.

An internal communication letter dated 23.03.2022 is received by post in the Commission's Office on dated 05.04.2022, which is also taken on record.

Learned Counsel for the petitioner prayed for time to comply with the Commission's earlier Order dated 05.10.2021 and also to file an application.

List on 24.08.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Jothi Dharman Assissi Hr. Sec. School, Sathangudi P.O., Madurai Dt., Tamil Nadu.
Vs.**

**Principal Secretary, School Education Department, Government of Tamil Nadu,
Fort St. George, Secretariat, Chennai, Tamil Nadu – 9.**

Case No. 783 of 2019

31.05.2022

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

Learned counsel for the petitioner submitted that on last date of hearing he prayed for last and final opportunity to file all the relevant documents. The said documents are in his hand and ready to file today itself and prayed for last and final opportunity to file documents before the Commission.

In the interest of justice, list the case for final arguments on dated 24.08.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

Sacred Heart Convent School, Pak Dil Nagar, Punga, Amritsar, Punjab.

Vs.

**Director of Public Instruction (S.E), Punjab, Block E, Vidya Bhawan, 4th Floor,
Complex Board, Sector 62, S.A.S Nagar.**

Case No. 792 of 2019

31.05.2022

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 16.11.2021 and take instruction from their client about the rejection of their application for grant of NOC by the State Competent Authority on dated 25.06.2020.

In the interest of justice, last opportunity is granted.

List on 24.08.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

Aiman College of Arts and Science for Women, K. Sathanur, Tiruchirappalli, Tamil Nadu

V/s.

The Principal Secretary, Higher Education Department, Government of Tamil Nadu

Appeal no. 21 of 2019

31.05.2022

Present: Mr. Prasanth Kulambil., Advocate for the appellant.
None for the respondent.

Mr. Prasanth Kulambil, Advocate appeared on behalf of the arguing counsel Mr. Junais P.

Learned counsel for the appellant prayed for time for file an application.
In the interest of justice, time prayed for is allowed.

This is one of the oldest case of this Commission.

Learned counsel for the appellant is directed to come with preparation for final arguments.

List on 25.08.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

Shri Dharmpal Singh Tyagi.

V/s.

- 1. Shri Ajit Nath Inter College, Sherpur Luhara (Baghpat), Uttar Pradesh.**
- 2. Deputy Director, Minority Welfare Department, 6th floor, Indiar Bhawan, Lucknow, Uttar Pradesh.**

Misc Case No. 18 of 2019

31.05.2022

Present: None for the complaint.

Mr. Yogendra Kumar Shamma for respondent No.1

Dr. R. K. Gupta for the Respondent No.2.

Mr. Yogendra Kumar appeared on behalf of the respondent no. 01 Shri Ajit Nath Inter College, Sherpur Luhara (Baghpat), Uttar Pradesh and filed his authorization letter, which is taken on record.

In compliance of regd. notice, Dr. R.K. Gupta appeared on behalf of the respondent no.02.

Respondent has returned the original notice of the Commission along with covering letter dated 29.04.2022, which is received in the Commission Office on dated 06.05.2022 is taken on record.

In the above mentioned letter, Special Secretary stated that this case pertains to the Secondary Education Department and as per our list of State Competent Authority for grant of MSC, Deputy Director, Minority Welfare Department, 6th floor, Indiar Bhawan, Lucknow, Uttar Pradesh is the Competent Authority. Therefore, office is directed to implead the above mentioned authority as Respondent No. 2 instead of Additional Chief Secretary, Higher Education, UP.

Complainant is directed to file one more additional envelope and postal charges for sending notice to the respondent no.02.

This is the one of the oldest case of this Commission, so parties are directed to come with preparation.

After compliance of the above order by the Complainant, Office is directed to issue notice to the respondent no.02.

List on 27.07.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

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

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

Vs.

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

Case No. 84 of 2020

31.05.2022

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

Learned Counsel for the petitioner filed on dated 26.05.2022 one document amended Trust Deed, which are taken on record.

Respondent has again sent Counter Affidavit along with covering letter dated April, 2022, which is received in the Commission's Office on dated 07.04.2022 and is taken on record.

Learned Counsel for the petitioner submitted that the said reply is the same and he has already replied before the Commission.

Heard, learned counsel for the petitioner.

Reserved for Orders.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

Excel Nursery & Primary School, 3/234 A, B.G. Pudur (Village), Kallukuriki P.O., District Krishnagiri, Tamil Nadu-635002

V/s

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

Case No. 131 of 2019

31.05.2022

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 Excel Nursery & Primary School, 3/234 A, B.G. Pudur (Village), Kallukuriki P.O., District Krishnagiri, Tamil Nadu-635002 run by Nitheya Jeevan Educational 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 Muslim minority community.

Consequently, Excel Nursery & Primary School, 3/234 A, B.G. Pudur (Village), Kallukuriki P.O., District Krishnagiri, Tamil Nadu-635002, which is a Primary School for LKG, UKG & 1st to 5th 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 Muslim minority community subject to the eligibility of the students and availability of the accommodation in the petitioner institution and also to file Supplementary Trust Deed in which clearly mentioned the beneficiary clause that the petitioner institution is primarily for the benefits of Muslim Minority Community. 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 Family Public School, V.P. Bore, Hunsur, District Mysore, Karnataka-571105

V/s

Principal Secretary to Govt., Education Department (Higher Education), Govt. of Karnataka

Case No. 189 of 2019

31.05.2022

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 un rebutted evidence produced on behalf of the petitioner, we find and hold that Holy Family Public School, V.P. Bore, Hunsur, District Mysore, Karnataka-571105 run by Holy Family Bhavan 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, Holy Family Public School, V.P. Bore, Hunsur, District Mysore, Karnataka-571105, which is a Primary School from Class 1st to 5th, 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 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. Cecily's Industrial School for Girls, Kamaraj Road, Kumbakonam, District Thanjavur,
Tamil Nadu-612001**

V/s

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

Case No. 246 of 2019

31.05.2022

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 un rebutted evidence produced on behalf of the petitioner, we find and hold that St. Cecily's Industrial School for Girls, Kamaraj Road, Kumbakonam, District Thanjavur, Tamil Nadu-612001 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. Cecily's Industrial School for Girls, Kamaraj Road, Kumbakonam, District Thanjavur, Tamil Nadu-612001, which is for Industrial Courses, 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**

**Amala Higher Secondary School, Vimalapuri, Thokkampatti P.O., District Dharmapuri,
Tamil Nadu-636705**

V/s

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

Case No. 299 of 2019

31.05.2022

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 un rebutted evidence produced on behalf of the petitioner, we find and hold that Amala Higher Secondary School, Vimalapuri, Thokkampatti P.O., District Dharmapuri, Tamil Nadu-636705 run by The Society of Mary Immaculate, Salem 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, Amala Higher Secondary School, Vimalapuri, Thokkampatti P.O., District Dharmapuri, Tamil Nadu-636705, which is from 6th 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