

**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**

**10.01.2023**

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

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

We have heard learned Counsel for the petitioner at some length.

It transpires from the record that petitioner has filed six documents and 23 pages before the Commission's Office on dated 28.11.2019 and receptionist Mrs. Deepika Dhaiya has received that documents but Page no. 04 to 06 are missing from the file.

Learned Counsel for the petitioner submitted that they have filed all the documents on dated 28.11.2019.

Secretary, NCMEI is directed to enquire the matter then place the missing papers before the hon'ble court of this Commission before next date of hearing because this is one of the oldest case of this Commission.

Learned Counsel for the petitioner prayed for time to file General Body Resolution and Affidavit in respect of variance in the number of students.

In the interest of justice, list on 14.02.2023.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

SR

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

**John Bosco Matric Higher Secondary School, 144, Bunglow Street,  
Kadaliayur Road, Kovilpatti, Thoothukudi District, Tamil Nadu**

**V/s.**

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

**Case No. 422 of 2019**

**10.01.2023**

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

Though this case was fixed for final arguments on dated 15.11.2022 but during the course of arguments, it transpires from the record that the application under Order 06 Rule 17 CPC read with Section 12(2) of the NCMEI Act, 2004, seeking permission to amend the Original Minority Status Certificate application, till now on the said application there was no Order and notice of said application was not issued to the respondent.

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

Learned counsel for the petitioner is directed to submit an envelope and postal charges for sending regd. notice along with copy of the said application 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 by regd. A.D. and email.

List on 01.03.2023.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

SR

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

**St. Justin Arts and Science College for Women, Cholapuram, Sivagangai  
Dr., Tamil Nadu.**

**V/s.**

**Principal Secretary, Higher Education Dept., Government of Tamil Nadu,  
Fort St. George, Secretariat, Chennai, Tamil Nadu.**

**Case No. 431 of 2019**

**10.01.2023**

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

Though the case was fixed for final arguments but it transpires from the record that during the course of arguments the application under Order 06 Rule 17 CPC read with Section 12(2) of the NCMEI Act, 2004, seeking permission to amend the Original Minority Status Certificate application was not decided till now, despite regd. notice issued to the respondent.

After service of regd. notice, none appeared on behalf of the respondent and respondent has not filed any reply on the above said application.

We have heard learned counsel for the petitioner.

Learned counsel for the petitioner submitted that No Objection Certificate application was filed to the State Competent Authority and there after MSC application was filed before this Commission's Office on dated 23.05.2019.

At the time of filing application under Section 10 NCMEI Act, 2004 and also application for grant of MSC was duly signed by the then President Mother Celine Nirmala but after that Rev. Sr. Santhana Mary Augustina was elected as the new President and accordingly Resolution was executed by the said Society in favor of the new President and prayed that in the interest of justice, petitioner application to amend the petition should be allowed .

Petitioner has also filed amended petition.

For the reasons recorded in the application and in the interest of justice, application for amendment in the said petition filed by the petitioner is allowed, amended petition is taken on record.

Heard, learned counsel for the petitioner.

Reserved for Orders.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

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

**St. Mary's R.C. Primary School, Chinnadharapuram, Aravankurichi  
Taluk, Kurur Dt., Tamil Nadu.**

**V/s.**

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

**Case No. 432 of 2019**

**10.01.2023**

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

Though the case was fixed for final arguments but it transpires from the record that during the course of arguments the application under Order 06 Rule 17 CPC read with Section 12(2) of the NCMEI Act, 2004, seeking permission to amend the Original Minority Status Certificate application was not decided till now, despite regd. notice issued to the respondent.

After service of regd. notice, none appeared on behalf of the respondent and respondent has not filed any reply on the above said application.

We have heard learned counsel for the petitioner.

Learned counsel for the petitioner submitted that No Objection Certificate application was filed to the State Competent Authority and there after MSC application was filed before this Commission's Office on dated 23.05.2019.

At the time of filing application under Section 10 NCMEI Act, 2004 and also application for grant of MSC was duly signed by the then President Mother Celine Nirmala but after that Rev. Sr. Santhana Mary Augustina was elected as the new President and accordingly Resolution was executed by the said Society in favor of the new President and prayed that in the interest of justice, petitioner application to amend the petition should be allowed .

Petitioner has also filed amended petition.

For the reasons recorded in the application and in the interest of justice, application for amendment in the said petition filed by the petitioner is allowed, amended petition is taken on record.

Heard, learned counsel for the petitioner.

Reserved for Orders.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

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

**St. Joseph's Academy, Sipcot, Housing Colony, Dharga, Hosur,  
Krishnagiri Dt., Tamil Nadu.**

**V/s.**

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

**Case No. 433 of 2019**

**10.01.2023**

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

Though the case was fixed for final arguments but it transpires from the record that during the course of arguments the application under Order 06 Rule 17 CPC read with Section 12(2) of the NCMEI Act, 2004, seeking permission to amend the Original Minority Status Certificate application was not decided till now, despite regd. notice issued to the respondent.

After service of regd. notice, none appeared on behalf of the respondent and respondent has not filed any reply on the above said application.

We have heard learned counsel for the petitioner.

Learned counsel for the petitioner submitted that No Objection Certificate application was filed to the State Competent Authority and there after MSC application was filed before this Commission's Office on dated 23.05.2019.

At the time of filing application under Section 10 NCMEI Act, 2004 and also application for grant of MSC was duly signed by the then President Mother Celine Nirmala but after that Rev. Sr. Santhana Mary Augustina was elected as the new President and accordingly Resolution was executed by the said Society in favor of the new President and prayed that in the interest of justice, petitioner application to amend the petition should be allowed .

Petitioner has also filed amended petition.

For the reasons recorded in the application and in the interest of justice, application for amendment in the said petition filed by the petitioner is allowed, amended petition is taken on record.

Heard, learned counsel for the petitioner.

Reserved for Orders.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

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

**Maria Deepthi Matriculation School, Panakahalli P.O., Thalavadi, Erode District, Tamil Nadu.**

**Vs.**

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

**Case No. 851 of 2019**

**10.01.2023**

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

Though the case was fixed for final arguments but the application under Order 06 Rule 17 CPC read with Section 12(2) of the NCMEI Act, 2004, seeking permission to amend the Original Minority Status Certificate application for grant of MSC is not disposed of till now.

We have heard learned counsel for the petitioner on the application under Order 06 Rule 17 CPC read with Section 12(2) of the NCMEI Act, 2004.

Learned counsel for the petitioner submitted that in Col. No. 04 of the application for grant of MSC on dated 31.10.2019 wrongly ticked and stated that MSC application is pending before the State Competent Authority, whereas no such application is pending before the State Competent Authority.

So it is necessary to amend the petition col. No. 04 and stating that no application for MSC is pending before the State authority. Learned counsel for the petitioner filed amended petition so learned counsel for the petitioner prayed to allow the application in the interest of justice.

We have perused the entire file especially the reply filed by the respondent on dated 06.05.2022, in Para 6 of the said reply, respondent has clearly admitted that the proposal seeking minority status has not been received from the school management. The school correspondent has been informed to send the file thorough the chief Educational Office as per the notification dated 24.03.2022.

For the reasons recorded in the application and said reply filed by the respondent, the application for amendment in the pleading is allowed and amended petition is taken on record.

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**

**Angel's Abode Public School, Gram Badagaon Khrud, Tikamgarh,  
Madhya Pradesh - 472001.**

**Vs.**

**Secretary, Backward Classes and Minority Welfare Department,  
Government of Madhya Pradesh, Mantralaya, Bhopal, Madhya  
Pradesh - 462004.**

**Case No. 139 of 2020**

**10.01.2023**

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

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

Learned counsel for the petitioner prayed for time to comply with  
the Commission's earlier Order dated 09.11.2022.

List on 18.04.2023.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

SR

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

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

**V/s.**

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

**Case No. 294 of 2020**

**10.01.2023**

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

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

Collector and District Magistrate, Rangareddy has sent a letter dated 19.12.2022 to the Collector and District Magistrate, Hyderabad for sending physical inspection report to this Commission and copy of said letter was received in the Commission's Office on dated 02.01.2023, which is taken on record.

Learned counsel for the petitioner submitted that school is situated at Chirag Ali Lane, Abids, Hyderabad.

Learned counsel for the petitioner is directed to submit an envelope and postal charges for sending notice of physical inspection report to the District Collector, Hyderabad.

After compliance of the above order by the learned counsel for the petitioner, Office is directed to issue notice to District Collector, Hyderabad for submitted the physical inspection report by post and also by email.

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

List on 07.03.2023.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

SR



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

**Don Bosco Higher Secondary School, Door No. 13, 10th A, East Coast Road, Gandhi Nagar, Vellore District, Tamil Nadu - 603211.**

**Vs.**

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

**Case No. 446 of 2020**

**10.01.2023**

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

In compliance of the Commission's earlier Order, Physical Inspection Committee has sent inspection report along with covering letter dated 16.11.2022 by post , which was received in the Commission's Office on dated 23.11.2022 and is taken on record.

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

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

List on 09.03.2023.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

SR

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

**Dominic Savio Hr. Sec. School, London Mission Road, Tirupattur, Vellore District, Tamil Nadu.**

**Vs.**

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

**Case No. 447 of 2020**

**10.01.2023**

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

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

District Collector, Vellore has sent a letter dated 16.12.2022 by post, which was received in the Commission' s Office on dated 2012.2022 and is taken on record, wherein District Collector has stated that Vellore District has been trifurcated as Vellore District, Ranipet District and Tirupathur District. Now, Petitioner institution is functioning under the jurisdiction of District Collector, Tirupathur. Therefore, it is requested that the name of the Physical Inspection Committee in this case may kindly be arranged as below:

1. The District Collector (respective of District magistrate-Chairperson), Collectorate, Tirupathur- 635601
2. The District Education Officer ( member), Ambur Tirupathur- 635601
3. The District Social Welfare Office,(member Secretary), District Social Welfare office, Collectorate, Tirupathur- 635601.

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

Learned counsel for the petitioner submitted that authority of the inspection committee, Tirupathur has inspected the petitioner institution.

Learned counsel for the petitioner is directed to approach to the new members of the physical inspection committee and provide all the relevant documents to the members of Committee, Tirupathur district, Tamil Nadu for sending their physical inspection report before next date of hearing positively.

In the interest of justice, list on 09.03.2023.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

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

**St. Aloysius English Medium School, Janum Village, Angara Block,  
Ranchi District, Jharkhand - 836103.**

**Vs.**

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

**CASE NO. 460 of 2020**

**10.01.2023.**

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

In compliance of the Commission's earlier Order dated 29.09.2022, the Physical Inspection Committee has sent by post, the inspection report along with the covering letter dated 25.11.2022 which is received in the Commission's Office on dated 29.11.2022 and is taken on record.

The original letter of the Commission sent to District Minority Welfare Officer, Tetartoli, Morabadi, Distt- Ranchi has been returned back by the post office as un-served which is received in the Commission's Office on dated 23.11.2022 and is taken on record.

Now, fix the case for final arguments on 14.03.2023.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

RS

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

St. Thomas School, Khanpur Joth, Dhanghata, Sant Kabir Nagar Dt.,  
Uttar Pradesh – 272 165.

Vs.

1. Additional Chief Secretary, Department of School Education,  
Government of U.P., Bahu Khandi, Secretariat, Lucknow, U.P. -  
226001.
2. Principal Secretary, Secondary Education, Lucknow-226001, Uttar  
Pradesh.

Case No. 10 of 2022

10.01.2023.

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**

RS

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

St. John's Primary School, 1/22, Main Road, Vellanguli, Ambasamudram  
Taluk, Tirunelveli District, Tamil Nadu – 627 426.

Vs.

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

Case No. 11 of 2022

10.01.2023.

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

In compliance of earlier orders of this Commission dated 18.08.2022 and 18.10.2022, Office has issued reminder letter to the respondent and also letter by post and e-mail to the members of the Physical Inspection Committee.

Despite reminders, we have not received any reply/ Physical Inspection Report from the members of the Committee till now.

Directorate of Secondary Education, Odisha, Bhubaneswar has sent a photocopy of letter dated 08.12.2022 which was received by the Commission on 13.12.2022 and is taken on record. In the said letter, the Joint Director (H & S), Govt. of Odisha has stated that the matter relates to issue of NOC/ Recognition in favour of the said Institution for continuance of Nursing Course and the director of Secondary Education, Govt. of Odisha has not been vested with the power/ authority to issue NOC/ Recognition in favour of any Institutions imparting nursing course. The subject matter comes under administrative control of the Health Department, Govt. of Odisha. Previously also this fact has already been intimated to the Hon'ble Commission and requested that the matter is related to the Health Department of Govt. of Odisha. So, exempt the Director Secondary Education, Odisha from the proposed appearance in the hearing on 10.01.2023.

We have perused the above said letter and heard learned counsel for the petitioner.

As per the records available, there are only two competent authorities nominated for grant of NOC by the State of Odisha i.e. Director, Elementary Education and Director Secondary Education. So, we have issued notice to the respondent as per the nomination of the Govt. of the Odisha i.e. Director Secondary Education, Govt. of Odisha.

Petitioner has filed an application u/s 10 of NCMEI Act, 2004 for grant of NOC before the State Competent Authority on dated 22.07.2021 but respondent has not taken any decision on the said application within the stipulated time period of 90 days and failed to discharge his jurisdiction. After completion of stipulated time period of 90 days, petitioner has filed this application for grant of MSC before this Commission on 18.01.2022.

St. John's Primary School, Tamil Nadu – 627 426.

Vs.

Principal Secretary, School Education Deptt, Tamil Nadu.

Continued from pre-page....

Office is directed to send again letter to the respondent and mention that as per State Competent Authority nominated by the Govt. of Odisha, Director, Secondary Education is the respondent in this case and directed to send proper reply instead of sending such kind of letters repeatedly and stating that this matter comes under administrative control of the Health Department, Govt. of Odisha, who is not declared as the Competent Authority by the State Govt. of Odisha.

Further, if Director, Secondary Education fails to file any reply then this Commission is free to precede this case as ex-parte and pass appropriate order as per the law.

Respondent has not filed any reply in this case. So, 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 to send the inspection report before next date of hearing and also provide a copy of the letter to the learned counsel for the petitioner.

Learned Counsel for the petitioner is directed to approach the members of the Physical inspection Committee and provide all the relevant documents to the said Committee.

In the interest of justice, a copy of this Order be sent to the Chief Secretary, Govt. of Odisha also for perusal and passing appropriate directions to the concerned authority.

List on 19.04.2023.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

**RS**

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

Baldwin PU College, No. 14, Hosur Road, Richmond Town, Bangalore,  
Karnataka - 560025.

Vs.

Additional Chief Secretary, Education Department (Higher Education),  
Govt. of Karnataka, 6th Floor, Multi-Storeyed Building, Bengaluru,  
Karnataka - 560001.

Case No. 48 of 2022

10.01.2023.

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

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

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

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

Learned Counsel for the petitioner is directed to approach the members of the Physical inspection Committee and provide all the relevant documents to the said Committee.

List on 19.04.2023.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

RS

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

Baldwin Methodist College, No. 14, Hosur Road, Richmond Town,  
Bangalore, Karnataka - 560025.

Vs.

Additional Chief Secretary, Education Department (Higher Education),  
Govt. of Karnataka, 6th Floor, Multi-Storeyed Building, Bengaluru,  
Karnataka - 560001.

Case No. 49 of 2022

10.01.2023.

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

None for the respondent.

Learned counsel for the petitioner has filed copy of updated affiliation order which is in Kannada language along with its English translation before the Commission's Office on dated 27.10.2022 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/Physical inspection report from the members of the said Committee till now.

The original letter of the Commission sent to District Education Officer (Member Secretary) has been received back by the post as un-served alongwith covering letter dated 13.12.2022 which is in Kannada language and is received in the Commission's Office on dated 20.12.2022, is taken on record.

Office is directed to send a letter to the State Authority that the language of this Commission is Hindi and English only. So, direct them to send all the letters in English and Hindi only and if sent in any other language, direct them to send the English/ Hindi translation also of the same.

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

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

Learned Counsel for the petitioner is directed to approach the members of the Physical inspection Committee and provide all the relevant documents to the said Committee.

List on 19.04.2023.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

RS



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

Baldwin International School, No. 14, Hosur Road, Richmond Town,  
Bangalore, Karnataka - 560025.

Vs.

Additional Chief Secretary, Education Department (Higher Education),  
Govt. of Karnataka, 6th Floor, Multi-Storeyed Building, Bengaluru,  
Karnataka - 560001.

Case No. 50 of 2022

10.01.2023.

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

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

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

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

Learned Counsel for the petitioner is directed to approach the members of the Physical inspection Committee and provide all the relevant documents to the said Committee.

List on 19.04.2023.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

**RS**

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

Madarsa Hadeesul Quran Arabic College, Laliyana, Meerut, Uttar Pradesh- 250104.

Vs.

1. Additional Chief Secretary, Department of School Education, Government of U.P., Bahu Khandi, Secretariat, Lucknow, U.P. - 226001.
2. Secretary, Minority Welfare and Waqf Department, Government of U.P.

Case No. 62 of 2022

10.01.2023.

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.

In compliance of the Commission's earlier Order dated 11.08.2022, District Education Officer and District Minority Welfare Officer have sent the photocopy of the inspection report along with the covering letter dated 21.10.2022 by post signed by Addl. District Magistrate(Nagar), Meerut which is received in the Commission's Office on dated 28.10.2022 and is taken on record.

Office is directed to send a copy of the inspection report to the District Collector, Meerut with the instruction to sign the inspection report and also to give explanation that why he has not signed the report when Addl. District Magistrate(Nagar), Meerut has signed the covering letter of the inspection report and direct him to send the Original inspection report duly signed by him before the next date of hearing.

In the interest of justice, list on 20.04.2023.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

RS

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

N.S. Inter College, Laliyana, Meerut, Uttar Pradesh.

Vs.

Additional Chief Secretary, Department of School Education, Lucknow,  
Uttar Pradesh.

Case No. 63 of 2022

10.01.2023.

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.

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

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

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

Learned Counsel for the petitioner is directed to approach the  
members of the Physical inspection Committee and provide all the  
relevant documents to the said Committee.

List on 20.04.2023.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

RS

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

**10.01.2023**

**Madarsa Veer Abdul Hameed, Gram & Post - Sarserha, Tehsil - Tehrauli, District- Jhansi, Uttar Pradesh.**

**Vs.**

**Additional Chief Secretary Department of Secondary Education Govt. of UP Bahu Khandi, Secretariat, Lucknow (UP).**

Present: None.

An application has been received by post on 28.12.2022 from Madarsa Veer Abdul Hameed, Gram & Post - Sarserha, Tehsil - Tehrauli, District- Jhansi, Uttar Pradesh for grant of minority status certificate. It be registered.

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

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.

On perusal of the petition it is found that Mr. Rajiullah Ansari (Manager) has filed this application for grant of MSC on behalf of the Madarsa but on declaration part of same MSC application signature done by Mr. Nooran instead of Mr. Rajiullah Ansari.

In this case, office has reported that the petitioner has not filed UID, General Body Resolution to obtain Minority Status Certificate from this Commission, MoA, and envelope with postage charges for sending notice to the State Competent Authority.

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

In the interest of justice, list on 20.04.2023.

**DR. JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

A.K.

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

**10.01.2023**

**St. Mary's School, Ramleela Ground, amaria, Pilibhit District, Uttar Pradesh - 262121.**

**Vs.**

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

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

An application has been received by hand on 03.01.2022 from St. Mary's School, Ramleela Ground, amaria, Pilibhit District, Uttar Pradesh - 262121 for grant of minority status certificate. It be registered.

It transpires from the petition that on 27.09.2022, the petitioner has applied for grant of No Objection Certificate to the then State Competent Authority i.e. Additional Chief Secretary, Department of Basic Education Govt. of UP, Bahu Khandi, Secretariat, Lucknow (UP) instead of Additional Chief Secretary, Department of Secondary Education, Government of Uttar Pradesh, which was received by the respondent on 30.09.2022. 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.

As per Uttar Pradesh Government notification No. 717/52-3-202-writ (30)/14 dated 05.05.2022 at present the State Competent Authority for grant of NOC to the Middle level Schools in the State of Uttar Pradesh is, Additional Chief Secretary, Department of Secondary Education, Government of Uttar Pradesh. Therefore, office is directed to implead the same authority as Respondent No. 2.

Learned counsel for the petitioner prayed for time to file one additional envelope with postage for sending notice to the respondents.

It also transpires from the petition that in this Un-aided school (Standard 1<sup>st</sup> to 8<sup>th</sup>) during the academic year 2020-21 total 262 students were studying and out of them 22 Students from the Christian Minority Community, during the academic year 2021-22 total 310 students were studying and out of them 23 were from Christian Minority Community and during the academic year 2022-23 total 440 students were studying and out of them 35 students belongs to the Christian Minority Community.

After compliance of the above order by the petitioner, Office is directed to issue notice by registered Ad and e-mail to the respondent.

In the interest of justice, list on 20.04.2023.

**DR. JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

A.K.

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

**10.01.2023**

**St. Paul's High School, Door No. 8-15-42, Ring Rad, Srikakulam,  
Andhra Pradesh - 532001.**

**Vs.**

**Secretary to Government, Government of Andhra Pradesh, Minorities  
Welfare Department, 3rd Floor, A.P. Secretariat, Velagapudi,  
Amaravati, Andhra Pradesh - 522503.**

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

An application has been received by hand on 03.01.2022 from St. Paul's High School, Door No. 8-15-42, Ring Rad, Srikakulam, Andhra Pradesh - 532001 for grant of minority status certificate. It be registered.

It transpires from the petition that on 13.09.2022, the petitioner has applied for grant of No Objection Certificate to the then State Competent Authority i.e. Secretary to Government, Government of Andhra Pradesh, Minorities Welfare Department, 3rd Floor, A.P. Secretariat, Velagapudi, Amaravati, Andhra Pradesh - 522503, which was received by the respondent on 16.09.2022. 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.

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

It also transpires from the petition that in this Un-aided school (Secondary level) during the academic year 2020-21 total 24 students were studying and out of them 10 Students from the Christian Minority Community, during the academic year 2021-22 total 395 students were studying and out of them 48 were from Christian Minority Community and during the academic year 2022-23 total 416 students were studying and out of them 74 students belongs to the Christian Minority Community. Office is directed to issue notice by registered Ad and e-mail to the respondent.

In the interest of justice, list on 20.04.2023.

**DR. JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

A.K.