

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

**St. Anne's Girls Pre- University College, K.H. Nagar, Maddur, Mandya
Dt., Karnataka.**

V/s.

**Additional Chief Secretary to Govt., Education Department (Higher
Education),, Government of Karnataka.**

Case No. 636 of 2019

15.09.2022

Present: Mr. Junais P., 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The petition is disposed of as withdrawn.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**

**Maharashtra Medical Education and Research Centre, 2390, B, K.B.
Hidayathullah Road, New Modhikhana Azam Campus, Pune,
Maharashtra**

V/s

- 1. Secretary, Department of Medical Education, Mantralaya, Mumbai,
Maharashtra.**
- 2. Maharashtra University of Health Science, Nashik, Through its
Registrar, Dindori Road, Mahasrul, Nashik-422004.**

Appeal 27 of 2019

15.09.2022

Present: Mr. P. A. Inamdar and Mr. Tejasvi Kumar, Advocate for the
appellant.

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

Heard, both the parties.

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**

S.H. Sevasram School, Lalakpur, Chiibramau, Kannauj, Uttar Pradesh – 209721

V/s.

- 1. Secretary, Room No.- 19, 3rd Floor, Sachiv Bhawan, Uttar Pradesh Secretariat, Lucknow, Uttar Pradesh**
- 2. Additional Chief Secretary, Govt. of Uttar Pradesh, Higher Education & Secondary Education, Bahukhandi Secretariat, Lucknow, U.P.**
- 3. Principal Secretary, Secondary Education Department Bapu Bhawan, 7th Floor, Lucknow- 226001.**

Case No. 81 of 2020

15.09.2022

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

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. Paul School, Chhibramau, Kanoj, Uttar Pradesh - 209721

V/s.

- 1. Secretary, Room No.- 19, 3rd Floor, Sachiv Bhawan, Uttar Pradesh Secretariat, Lucknow, Uttar Pradesh**
- 2. Additional Chief Secretary, Govt. of U.P. Higher Education & Secondary Education, Bahukhandi Secretariat, Lucknow, UP.**

Case No. 82 of 2020

15.09.2022

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

Learned Counsel for the petitioner seeks leave to withdraw the petition with liberty to file a fresh petition for the same relief.

Leave and liberty is granted.

The petition is disposed of as withdrawn.

Office is directed to return 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**

**Peniel Matriculation Higher Secondary School, No. 1, Selva Nagar,
Pallikaranai, Chennai, Tamil Nadu-600100**

Vs.

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

Case No. 104 of 2021

15.09.2022

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

Assistant Registrar, High Court of Judicature at Madras has sent by post a judgment dated 11.07.2022 in W. P. 17429 of 2022, which was received in the Commission's Office on dated 25.08.2022 and 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**

SR

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

**St. Katherine High School, Village - Ara Gate, P.O. - Mahilong, P.S. -
Tatisilway, District - Ranchi, Jharkhand - 835103.**

Vs.

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

Case No. 30 of 2022

15.09.2022

Present: Mr. Junais P., 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**

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

**Christwood School, No. 23, Vengadamangalam Village, Chengalpet
Taluk, Kanchipuram, Chennai, Tamil Nadu.**

Vs.

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

Case No. 31 of 2022

15.09.2022

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

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

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

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

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

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

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

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

List on 15.11.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

Madarsa Yusuf Ali, Village and Post - Rustampur niyawali, Tehsil and District - Sambhal, Uttar Pradesh - 244302.

Vs.

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

Case No. 84 of 2022

15.09.2022

Present: None.

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

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

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

All applications for the establishment of a minority educational institution after the amendment Act of 2006 must go to the competent authority set up under the statute.

It is also pointed out by the office that the petitioner has left blank column no. 2 and not filed General Body Resolution and envelope with postage charges for sending notice to the State Competent Authority.

In this un-aided Institution that of the total 189 students all are from Muslim Minority Community

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

Hence, the petition is dismissed in default.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

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

**G.N. Junior High School, Village - Islampur Narendrapur, Post -
Padiya Nagla, Tehsil and District- Moradabad, Uttar Pradesh -
244001.**

Vs.

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

Case No. 85 of 2022

15.09.2022

Present: None.

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

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

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

All applications for the establishment of a minority educational institution after the amendment Act of 2006 must go to the competent authority set up under the statute.

It is also pointed out by the office that the petitioner has not filed General Body Resolution and envelope with postage charges for sending notice to the State Competent Authority and affidavit filed by the petitioner is a photocopy not in original.

In this un-aided Institution that out of total 319 students, 295 students are from Muslim Minority Community.

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

Hence, the petition is dismissed in default.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

Ben-Hur Gurukul, Ben-Hur Road, Pilibhit, Uttar Pradesh.

Vs.

**Additional Chief Secretary, Department of Secondary Education,
Government of U.P., Bahu Khandi, Secretariat, Lucknow, U.P. -
226001.**

Case No. 86 of 2022

15.09.2022

Present: Mr. Parvinder Singh Sahmey for the petitioner.
None for the respondent.

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

Mr. Parvinder Singh Sahmey appeared on behalf of the petitioner institution and filed his authorization letter dated 15.09.2022 given by Mr. Gurditt Singh Sahmey, Managing Trustee, which is taken on record.

Petitioner has filed on dated 05.09.2022 five documents by hand, which are also taken on record.

In this case District Inspector of School, Pilibhit has written a letter to the Director Education (Secondary) that they have no objection for granting MSC to the petitioner school

Heard, Mr. Parvinder Singh Sahmey appeared on behalf of the petitioner institution.

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**

**Vahidan Memorial Education Social Welfair Society, Village - Padli,
Post - Barampur, District - Bijnor, Uttar Pradesh - 246731.**

Vs.

**Additional Chief Secretary, Department of Secondary Education,
Government of U.P., Bahu Khandi, Secretariat, Lucknow, U.P. -
226001.**

Case No. 91 of 2022

15.09.2022

Present: Mr. Mohd. Zeeshan for the petitioner.

Mr. Mohd. Zeeshan appeared on behalf of the petitioner institution and filed his authorization letter dated 09.09.2022 given by Mr. Zibrish Ahmad, President, which is taken on record.

Mr. Mohd. Zeeshan 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 petitioner.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

Habibi Alpsankhyak Junior High School, Village Madnapur Urf Holpur, Post - Sarkara Khas, Tehsil and District - Moradabad, Uttar Pradesh - 244001.

Vs.

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

Case No. 94 of 2022

15.09.2022

Present: Mr. Wakeel Ahmad for the petitioner.

Mr. Wakeel Ahmad appeared on behalf of the petitioner and 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**

RS

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

Madarsa Ahle Sunnat Gosul Uloom Niswa, Village - Madnapur Urf Holpur, Post - Sarkara Khas, Tehsil and District - Moradabad, Uttar Pradesh - 244001.

Vs.

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

Case No. 95 of 2022

15.09.2022

Present: Mr. Nafees Ahmad, for the petitioner.

Mr. Nafees Ahmad appeared on behalf of the petitioner and 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**

RS

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

**Madarsa Ahle Sunnat Gosul Uloom, Village - Madnapur Urf Holpur,
Post - Sarkara Khas, Tehsil and District - Moradabad, Uttar Pradesh -
244001.**

Vs.

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

Case No. 96 of 2022

15.09.2022

Present: Mr. Wakeel Ahmad for the petitioner.

Mr. Wakeel Ahmad appeared on behalf of the petitioner and 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**

RS

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

**Madarsa Jamia Nazar UI Uloom Niswa, Village- Mundiya Rasoolpur,
Block Swar, Tehsil - Tanda, District - Rampur, Uttar Pradesh -
226001.**

Vs.

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

Case No. 99 of 2022

15.09.2022

Present: None.

Despite service of notice by registered post, none appeared on behalf of the petitioner even in the second round.

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.

In this case, office has reported that the petitioner has not filed UID issued by Niti Ayog, envelope with postage charges for sending notice to the State Competent Authority and petitioner has left blank the column No. 2 and 6(a) of the MSC application.

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

Hence, the petition is dismissed in default.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

RS

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

**Madarsa Shane Falahe Millat, Village - Mundiya Rasoolpur, Block -
Swar, Tehsil - Tanda, District - Rampur, Uttar Pradesh - 244925.**

Vs.

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

Case No. 100 of 2022

15.09.2022

Present: None.

Despite notice by post, none appeared on behalf of the petitioner even in the second round.

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.

In this case, office has reported that the petitioner has not filed UID issued by Niti Ayog, envelope with postage charges for sending notice to the State Competent Authority and petitioner has left blank the column No. 2 and 6(a) of the MSC application.

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

Hence, the petition is dismissed in default.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

RS

EDUCATIONAL INSTITUTIONS

Madarsa Jamia Nazar UI Uloom, Village- Mundiya Rasoolpur, Block Swar, Tehsil - Tanda, District - Rampur, Uttar Pradesh - 226001.

Vs.

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

Case No. 101 of 2022

15.09.2022

Present: None.

Despite service of notice by registered post, none appeared on behalf of the petitioner even in the second round.

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.

In this case, office has reported that the petitioner has not filed UID issued by Niti Ayog, envelope with postage charges for sending notice to the State Competent Authority and petitioner has left blank the column No. 2 and 6(a) of the MSC application.

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

Hence, the petition is dismissed in default.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

RS

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

**Madarsa Darul Uloom Qadriya Gulshane Barkat, Village - Para Sarai
Post - Intiyathok, District - Gonda, Uttar Pradesh - 271202.**

Vs.

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

Case No. 104 of 2022

15.09.2022

Present: None.

Despite service of notice by e-mail, none appeared on behalf of the petitioner even in the second round.

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.

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

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

Hence, the petition is dismissed in default.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

RS

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

**Rani Laximi Bai Public Junior High School, Village - Sarawa, Post -
Saidnagar, Tehsil - Tanda, District - Rampur, Uttar Pradesh - 244927.**

Vs.

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

Case No. 105 of 2022

15.09.2022

Present: Mr. Sajabul Ali for the petitioner.

Mr. Sajabul Ali appeared on behalf of the petitioner and 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**

RS

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

**Noor Mohammad Higher Secondary School, Village and Post -
Ahmad Nagar Kalan, Tehsil - Tanda, District - Rampur, Uttar Pradesh
- 244927.**

Vs.

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

Case No. 106 of 2022

15.09.2022

Present: Mr. Noor Hasan for the petitioner.

Mr. Noor Hasan appeared on behalf of the petitioner and 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**

RS

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

**Madarsa Islamia Arabia Shafi UI Uloom, Village - Saktoo Nagla, Post -
Sarkara Khas, Tehsil and District - Moradabad, Uttar Pradesh -
244001.**

Vs.

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

Case No. 110 of 2022

15.09.2022

Present: Wasi Mohammad for the petitioner.

Mr. Wasi Mohammad appeared on behalf of the petitioner and 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**

RS

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

**Guidance International School, Near Koyla Toll Plaza Village -
Wajidpur, Tehsil - Sadar, District - Rampur, Uttar Pradesh - 244901.**

Vs.

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

Case No. 148 of 2022

15.09.2022

Present: Mr. Zakir Ali for the petitioner.

Mr. Zakir Ali appeared on behalf of the petitioner and 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**

RS

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

**Maktab/Madarsa Furqaniah Trust, 545, Mid Colony, Khalil Nagar,
Fatehpur, Uttar Pradesh - 212601.**

Vs.

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

Case No. 152 of 2022

15.09.2022

Present: Mr. Syed Najmuddin Madany for the petitioner.

Mr. Syed Najmuddin Madany appeared on behalf of the petitioner and 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**

RS

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

15.09.2022

Saint Arnold's School, HIG - 489, K-5, Kalinga Vihar, Khurda, Bhubaneswar District, Orissa - 751019.

Vs.

Director, Secondary Education, 6th Floor, HOD Building, Unit - V, Bhubaneswar, Khordha, Odisha.

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

An application has been received by hand on 05.09.2022, from Saint Arnold's School, HIG - 489, K-5, Kalinga Vihar, Khurda, Bhubaneswar District, Orissa - 751019, for grant of minority status certificate. It be registered.

It transpires from the petition that on 08.02.2022, the petitioner has applied for grant of No Objection Certificate to the State Competent Authority i.e. Director, Secondary Education, 6th Floor, HOD Building, Unit - V, Bhubaneswar, Khordha, Odisha, which was received by the respondent on 10.02.2022. 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 charges for sending notice to the respondent.

It also transpires from the petition that in this Un - aided School during the academic year 2019-20 total 571 students were studying and out of them 73 students were from Christian Minority Community, during the academic year 2020-21 total 678 students were studying and out of them 109 students were from the Christian Minority Community and during the academic year 2021-22 total 702 students are studying and out of them 120 students belongs to the Christian Minority Community

Office is directed to tag the file no. 98 of 2022 with this case and issue notice to the respondent by registered AD/ e-mail.

In the interest of justice, list on 22.11.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

A.K.

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

15.09.2022

**St. Mary Convent School, Rajoula Village, Deori P.O., Sagar District ,
Madhya Pradesh.**

Vs.

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

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

An application has been received by hand on 05.09.2022, from St. Mary Convent School, Rajoula Village, Deori P.O., Sagar District , Madhya Pradesh, for grant of minority status certificate. It be registered.

It transpires from the petition that on 26.05.2022, the petitioner has applied for grant of No Objection Certificate to the State Competent Authority i.e. Secretary, Backward Classes and Minority Welfare Department, Govt. of Madhya Pradesh, Mantralaya, Room No. 339, Bhopal, Madhya Pradesh - 462004, which was received by the respondent on 30.05.2022. 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 charges for sending notice to the respondent.

It also transpires from the petition that in this Un - aided School during the academic year 2022-23 total 562 students are studying and out of them 8 students belongs to the Christian Minority Community

Office is directed to tag the file no. 300 of 2019 with this case and issue notice to the respondent by registered AD/ e-mail.

In the interest of justice, list on 22.11.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

A.K.

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

15.09.2022

IPS Academy Institute of Business Management & Research, Sanwer Road, Gram Badodia Khan, Indore Ujjain Road, Gram Badodiya Khan Sanwer, Madhya Pradesh - 453551.

Vs.

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

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

An application has been received by hand on 07.09.2022, from IPS Academy Institute of Business Management & Research, Sanwer Road, Gram Badodia Khan, Indore Ujjain Road, Gram Badodiya Khan Sanwer, Madhya Pradesh - 453551, for grant of minority status certificate. It be registered.

It transpires from the petition that on 12.06.2018, the petitioner has applied for grant of No Objection Certificate to the State Competent Authority i.e. Secretary, Backward Classes and Minority Welfare Department, Govt. of Madhya Pradesh, Mantralaya, Room No. 339, Bhopal, Madhya Pradesh - 462004, which was received by the respondent on 15.06.2018 by hand. On dated 08.06.2019 petitioner again sent another application for grant of NOC which was also received by respondent on 10.06.2019 by hand.

Respondent, Deputy Director, Backward Classes and Minority Welfare Department, Bhopal, Madhya Pradesh has issued letters dated 28.05.2019 and 14.06.2019 wherein he has stated that petitioner is free to take all the advantages as Minority Educational Institute.

Petitioner has filed Resolution passed by the Governing Body to obtain Minority Status Certificate from this Commission and envelope with postage charges for sending notice to the respondent.

It also transpires from the petition that in this Un - aided School during the academic year 2019-20 total 13 students were studying and out of them 02 students were from Jain Minority Community, during the academic year 2020-21 total 55 students were studying and out of them 05 students were from the Jain Minority Community and during the academic year 2021-22 total 100 students are studying and out of them 06 students belongs to the Jain Minority Community.

Secretary NCMEI is directed to send letter to the Deputy Director, Backward Classes and Minority Welfare Department, Madhya Pradesh and also to the Commissioner, Backward Classes and Minority Welfare Department, Madhya Pradesh about their letter No. 17-1/ □.□. □□. □./□□□□. NOC/ 2019-20/2456, Bhopal dated 14.06.2019 and No. 17-1/ □.□. □□. □./□□□□. NOC/ 2019-20/2240, Bhopal dated 10.06.2019 that as per the Section 10 of the NCMEI Act. 2004 this type of letter is not legal. State Competent Authority after receiving application for grant of NOC

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15.09.2022

IPS Academy Institute of Business Management & Research, Madhya Pradesh - 457661.

Vs.

Secretary, Madhya Pradesh - 462004.

Continued from pre-page.

from the Educational Institution has to either grant NOC or reject the application but passing this type of order is not legal as per the Section 10 of NCMEI Act. 2004 and also direct them to read carefully above provision of the law and then decide the application submitted before State Competent Authority as per said Act.

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

In the interest of justice, list on 22.11.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

A.K.

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

15.09.2022

IPS Academy, Bilidoz, Old Ranappur Road, Near Natural Residency, Jhabua, Madhya Pradesh - 457661.

Vs.

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

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

An application has been received by hand on 07.09.2022, from IPS Academy, Bilidoz, Old Ranappur Road, Near Natural Residency, Jhabua, Madhya Pradesh - 457661, for grant of minority status certificate. It be registered.

It transpires from the petition that on 08.06.2019, the petitioner has applied for grant of No Objection Certificate to the State Competent Authority i.e. Secretary, Backward Classes and Minority Welfare Department, Govt. of Madhya Pradesh, Mantralaya, Room No. 339, Bhopal, Madhya Pradesh - 462004, which was received by the respondent on 15.06.2018 by hand. On dated 10.06.2019 petitioner again sent another application for grant of NOC which was also received by respondent on 10.06.2019 by hand.

Respondent, Deputy Director, Backward Classes and Minority Welfare Department, Bhopal, Madhya Pradesh has issued letters dated 10.06.2019 and 14.06.2019 wherein he has stated that petitioner is free to take all the advantages as Minority Educational Institute.

Petitioner has filed Resolution passed by the Governing Body to obtain Minority Status Certificate from this Commission and envelope with postage charges for sending notice to the respondent.

It also transpires from the petition that in this Un - aided School during the academic year 2019-20 total 58 students were studying and out of them 03 students were from Jain Minority Community, during the academic year 2020-21 total 65 students were studying and out of them 05 students were from the Jain Minority Community and during the academic year 2021-22 total 45 students are studying and out of them 06 students belongs to the Jain Minority Community.

Secretary NCMEI is directed to send letter to the Deputy Director, Backward Classes and Minority Welfare Department, Madhya Pradesh and also to the Commissioner, Backward Classes and Minority Welfare Department, Madhya Pradesh about their letter No. 17-1/ □.□. □□. □./□□□□. NOC/ 2019-20/2456, Bhopal dated 14.06.2019 and No. 17-1/ □.□. □□. □./□□□□. NOC/ 2019-20/2240, Bhopal dated 10.06.2019 that as per the Section 10 of the NCMEI Act. 2004 this type of letter is not legal. State Competent Authority after receiving application for grant of NOC

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15.09.2022

IPS Academy, Madhya Pradesh - 457661.

Vs.

Secretary, Madhya Pradesh - 462004.

Continued from pre-page.

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

In the interest of justice, list on 22.11.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

A.K.