

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

SKS International Gurukul, Kirmach Road, Kurukshetra, Haryana.

V/s.

- 1. Director, Department of School Education, Panchkula, Haryana**
- 2. The Principal Secretary, School Education Department, Government of Haryana.**

Case No. 167 of 2019

26.05.2022

Present: Ms. Jyotsna Kaur, Advocate for the petitioner.
None for the respondents.

Ms. Jyotsna Kaur, Advocate appeared on behalf of the arguing counsel Ms. Avneet Kaur and prayed for time to file her Vakalatnama.

This is one of the oldest case of this Commission.

Learned counsel for the petitioner is directed to come with preparation for arguments and also comply with the Commission's earlier Orders.

In the interest of justice, list on 06.07.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

St. Norbert School, Marianahalli, Dooda Gubbi, Bangalore, Karnataka.

V/s.

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

Case No. 185 of 2019

26.05.2022

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

Learned Counsel for the petitioner filed on dated 19.04.2022 two documents, which are taken on record.

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The petition is disposed of as withdrawn.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 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**

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

V/s.

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

Case No. 212 of 2019

26.05.2022

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

Learned counsel for the petitioner filed on dated 20.05.2022, Amended memorandum of Association along with Governing Body Members list certified by the Registrar of the Society, 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**

SR

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

**St. Theresa's Art & Science College for Women, Tharangambadi P.O.,
Tharangambadi Taluk, Nagapattinam District, Tamil Nadu.**

V/s.

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

Case No. 260 of 2019

26.05.2022

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

Learned counsel for the petitioner filed on dated 19.05.2022, on document
pertaining to Affiliation Orders of petitioner institution, 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**

SR

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

**Nabeesa Ammal Matriculation Hr. Sec. School, Adam Nagar, Check Post,
Mandapam Road, Ramanathapuram, Tamil Nadu.**

V/s.

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

Case No. 261 of 2019

26.05.2022

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 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**

**Qalam International Matriculation School, Thirupper Village, Sendrayanpalayam
Post, Thiruvallur District, Tamil Nadu.**

V/s.

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

Case No. 303 of 2019

26.05.2022

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.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Ebenezer Aided Middle School, Katpadi, Vellore District, Tamil Nadu -
632007**

V/s.

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

Case No. 326 of 2019

26.05.2022

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 certain documents.

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

List on 28.07.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Kannur Salafi B.Ed College, Village – Mukku, P.O. Chekkikulam, Kannur,
Kannur District, Kerala – 670592.**

V/s.

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

Case No. 367 of 2019

26.05.2022

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

In compliance of the Commission's earlier Order dated 24.11.2021,
Physical Inspection Committee has sent by post their report, which was received
in the Commission's Office on dated 28.03.2022, and is taken on record.

In the interest of justice, list on 28.07.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**St. Claret Matriculation Higher Secondary School, No. - 17, Periyapalayam Road,
Thiruninravur, Thiruvallur 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. 371 of 2019

26.05.2022

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

Learned counsel for the petitioner prayed for time to comply with the
Commission's earlier Order dated 31.03.2022 and also to file certain documents.

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

List on 04.08.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Musthafa Matriculation School, No. 402, Mustafa Nagar, Boothakeni,
Pallipadai, chidambaram, Cuddalore 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. 382 of 2019

26.05.2022

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

Learned counsel for the petitioner prayed for time to comply with the Commission's earlier Order dated 13.04.2022 and also to file certain documents.

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

Now, fix the case for final arguments on 04.08.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

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

V/s.

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

Case No. 406 of 2019

26.05.2022

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

Learned counsel for the petitioner submitted that only amended Memorandum of Association certified by the Registrar of the Society is not available but all the other relevant documents petitioner has filed before the Commission and most importantly State Competent Authority has also granted NOC to the petitioner institution under Section 10 of NCMEI Act, 2004.

At the prayer of learned counsel for the petitioner, we have 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**

**Vision Academy High School, Saidabad, Near Police Station, Hyderabad,
Telangana**

V/s.

**The Secretary, Minorities Welfare Department, D-Block, Ground Floor,
Telangana Secretariat, Hyderabad – 500022**

Case No. 407 of 2019

26.05.2022

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

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

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

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

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

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

Learned counsel for the petitioner again prayed for time to comply with the Commission's earlier Order dated 25.11.2021

In the interest of justice, list on 10.08.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**St. Mary's High School, Railway Kodur, Fathimapuram YSR District,
Andhra Pradesh**

V/s.

- 1. The Secretary, Secretary to Government, Minorities Welfare Department, 3rd Floor, A.P. Secretariat, Velagapudi, Amaravati.**
- 2. The Principal Secretary to Government(Ex-Officio), Minority Welfare Department, Andhra Pradesh- 522503**

CASE NO. 411 of 2019

26.05.2022.

Present: Mr. Jose Abraham, Advocate for petitioner.

None for the Respondent.

Learned Counsel for the petitioner has filed on dated 20.05.2022, six documents before the Commission's Office which are taken on record.

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

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 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. Arulandhar Matriculation School, Pudupalayam, 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. 414 of 2019

26.05.2022

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

Learned Counsel for the petitioner again prayed for time to comply with the earlier Order of the Commission dated 15.09.2021 and also to file an application. 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**

**Annai Velankanni's College of Nursing, No. 33, Gandhi Road,
Nedungundram, Chennai, Tamil Nadu**

V/s.

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

Case No. 428 of 2019

26.05.2022.

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

Learned Counsel for the petitioner again prayed for time to comply with the Commission's earlier Order dated 23.09.2021 and also to file clarification. In the interest of justice, time prayed for is allowed.

List on 17.08.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

RS

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

Mount Carmel Matriculation School, Carmel Nagar, Podanur, Coimbatore District, Tamil Nadu.

V/s.

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

Case No. 434 of 2019

26.05.2022

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

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

Leave and liberty is granted.

The petition is disposed of as withdrawn.

Office is directed to return envelope to the learned counsel for the petitioner.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

RS

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

Don Bosco English Medium School, Kapadvanj Road, Dakor P.O., Ta. Thasra Kheda Dt., Gujarat- 388225.

Vs

Commissioner of Schools, Block No. 9-1, Dr. Jivraj Meheta Bhawan, Gandhinagar, Gujarat.

Case No. 444 of 2019

26.05.2022.

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

Learned counsel for the petitioner submitted that the NOC application u/s 10 of NCMEI Act, 2004 was filed by the Principal of the institution but he is also a trustee of the petitioner Trust.

Learned counsel for the petitioner has again prayed for time to file the relevant documents, General Body Resolution of the Trust and the updated recognition/affiliation certificate issued by the State Board/ CBSE. In the interest of justice, time prayed for is allowed.

List on 17.08.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

RS

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

**Shri Guru Nanak Higher Secondary School, Damoh, Near Government
Polytechnic College, Jabalpur Naka Damoh District, Madhya Pradesh**

Vs.

**Secretary, Backward Classes and Minority Welfare Department , Bhopal,
Madhya Pradesh**

Case No. 460 of 2019

26.05.2022.

Present: Mr. Ajay Deep Mishra, Advocate for the petitioner.
None for the respondent.

Petitioner has filed an application and copy of General Body Resolution of the Society before the Commission's Office on dated 23.03.2022, which are taken on record.

Learned counsel for the petitioner is directed to file envelope and postage charges for sending notice of application for amendment in the MSC application to the respondent.

After compliance of the Order by the learned counsel for the petitioner, Office is directed to send notice to the respondent about the said application.

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**

Veerayatan B.Ed. College, Pawapui, District - Nalanda, Bihar.

V/s.

Secretary, Human Resource Development Department, Government of Bihar, Secretariat, Patna, Bihar.

Case No. 484 of 2019

26.05.2022.

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

Despite second reminder letter to the members of the Physical Inspection Committee, we have not received any response/ Inspection report from the Committee.

Now, fix the case for final arguments 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**

**S.A. Institute of Nursing, Vill. – Sikandra, Bhuie Road, Silao, Nalanda, Bihar.
V/s.**

**Secretary Human Resource Development Department, Government of
Bihar, Secretariat, Patna, Bihar.**

Case No. 497 of 2019

26.05.2022

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.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

RS

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

**Tirthankar Mahaveer Vidya Mandir, At - Puri, Post – Pawapuri, Dt. Nalanda,
Rajgir, Bihar.**

V/s.

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

Case No. 539 of 2019

26.05.2022

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

Heard, learned counsel for the petitioner.

Reserved for Orders.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

RS

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

**Mother Clarac Matriculation School, Kuppangulam, Kumbakonam,
Thanjavur District, Tamil Nadu - 612002**

V/s.

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

Case No. 678 of 2019

26.05.2022

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

Learned Counsel for the petitioner has filed on dated 19.05.2022, two documents viz. an affidavit of Ms. A. Viyagula Mary and General Body Resolution of the Trust before the Commission's Office, which are taken on record.

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

Respondent has sent by post counter affidavit alongwith covering letter dated 05.04.2022, which is received in the Commission's Office on dated 11.04.2022 and is taken on record.

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

List on 23.08.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

RS

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

**Kerala Residential High School, Pandikasala, Kooriya P.O., Malappuram
District, Kerala - 676306**

V/s.

Secretary, General Education Department, Thiruvananthapuram, Kerala

Case No. 753 of 2019

26.05.2022

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

Learned Counsel for the petitioner has filed on dated 22.04.2022, certified copy of the supplementary Trust deed, which is taken on record.

In compliance of the Commission's earlier Order dated 21.09.2021, despite inspection by the Physical Inspection Committee, we have not received any inspection report from the members of the Committee till now.

Office is directed to send a letter by post and e-mail to the members of the Physical Inspection Committee for sending their inspection report positively before the next date of hearing.

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

List on 23.08.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

RS

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

Thomas Educational Christian Society, 4/1074, Vikas Nagar, Lucknow, Uttar Pradesh - 226022.

Vs

- 1. Principal Secretary, Government of Uttar Pradesh, Minority Welfare & Department, 401, Babu Bhawan, Lucknow – 226 001, Uttar Pradesh.**
- 2. Additional Chief Secretary, Department of School Education, Govt. of U.P., Bahu Khandi, Secretariat, Lucknow, Uttar Pradesh - 226001.**

Case No. 224 of 2021

26.05.2022

Present: Mr. Sudesh Kumar Singh, Advocate for the petitioner.

Mr. Sudesh Kumar Singh, Advocate appeared on behalf of the arguing counsel Mr. Romy Chako.

It transpires from the petition that on 14.09.2021, the petitioner has applied for grant of No Objection Certificate to the wrong State Competent Authority i.e. Principal Secretary, Government of Uttar Pradesh, Minority Welfare & Department, 401, Babu Bhawan, Lucknow – 226 001, Uttar Pradesh instead of Additional Chief Secretary, Department of School Education, Govt. of U.P., Bahu Khandi, Secretariat, Lucknow, Uttar Pradesh - 226001, but petitioner has not filed proof of delivery of letter dated 14.09.2021.

Further it is also found that NOC application submitted before the wrong State Competent Authority by the petitioner is unsigned.

In this case office has reported that petitioner has applied for grant of Minority Status Certificate in the name of society instead of petitioner Institute.

This commission grants Minority Status Certificate only to the School/ College/Institutes not to the society.

It also transpires from the records, that the petitioner has also applied before the State Competent Authority for grant of Minority Status Certificate and that application is still pending.

As per law and settled procedure, petitioner cannot apply before this Commission unless and until the Minority Status Certificate application is disposed by the State Competent Authority. Hence this application is not maintainable at this stage.

Further, the Petitioner has not filed recognition certificate issued by Central / State Examination Board and Governing Body Resolution of the Society.

After hearing, learned counsel for the petitioner, it is concluded that this petition deserves to be dismissed.

Hence, the petition is dismissed.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

RS

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

26.05.2022

1. **Joseph Sriharsha & Mary Indrāja Educational Society, Plot No. 102, High Court Colony, Vanasthalipuram, Hyderabad – 500 070, - Represented by its Chairman & Correspondent Dr. Rev. K.V.K. Rao.**

- **Petitioner No. 1**

2. **Dr. Rev. K.V.K. Rao, S/o. Late Venkaiah, Plot No. 102, High Court Colony, Vanasthalipuram, Hyderabad – 500 070.**

- **Petitioner No. 2**

Vs.

1. **State of Telangana, Rep. by its Secretary, Higher Education Department, Burugula Rama Krishna Rao Bhavan, NH-44, Hill Fort, Adarsh Nagar, Hyderabad, Telangana – 500 063**

- **Respondent No. 1**

2. **The Commissioner, Collegiate Education & Technical Education Government of Telangana, Vidya Bhavan, Nampally, Hyderabad – 500 012**

- **Respondent No. 2**

3. **All India Counsel for Technical Education, neson Mandela Marg, Vasant Kunj, New Delhi – 100 070.**

- **Respondent No. 3**

4. **Telangana State Council of Higher Education, Rep. By its Secretary, Mahavir Marg, Masab Tank Hyderabad**

- **Respondent No. 4**

5. **Shri Chitra Ramachandran, IAS, the then Special Chief Secretary, Higher Education Department, Burgula Rama Krishan Rao Bhawan, NH-44, Hill Fort, Adarsh Nagar, Hyderabad, Telangana – 500063**

- **Respondent No. 5**

6. **Shri Sandeep Kumar Sultania, IAS (FAC), the Secretary, Higher Education Deptt., Burgula Rama Krishan Rao Bhawan, NH-44, Hill Fort, Adarsh Nagar, Hyderabad, Telangana – 500063.**

- **Respondent No. 6**

7. **Shri Navin Mittal, IAS, The Commissioner, Collegiate, Education & Technical Education & Technical Education, Government of Telangana, Vidya Bhawan, Nampally, Hyderabad – 500012.**

Respondent No. 7

Present: Mr. Utpal Das, Advocate for the petitioner.
Dr. Rev. K.V.K. Rao, Petitioner No. 2.

A petition has been received by hand on 17.05.2022 from the above mentioned petitioner against the deprivation and Violation of Rights of Minorities to establish and Administer the Institution of their choice, u/s 11 (b) & (f), 12D, 12E and 10(3) of NCMEI Act 2004 and petitioners have sought for the following reliefs:

Contd..

Joseph Sriharsha & Mary Indraja Educational Society, Hyderabad – 500 070 & ors.

Vs.

State of Telangana, Rep. by its Secretary, Higher Education Department, Hyderabad, Telangana – 500 063 & ors.

Continued from pre-page

- (a) This Hon'ble Commission may be pleased to enquire into the complaint regarding deprivation or violation of rights of minorities to establish and administer educational institutions of their choice under section 11(b) of NCMEI Act, 2004 and to decide the question relating to the establishment of the proposed Christian Minority Private University u/s 11(f) of NCMEI Act, 2004.
- (b) This Hon'ble Commission may be pleased to investigate into the matter u/s 12D of the Act with regards to deprivation of rights of the Petitioners, by the Respondent No. 1 & 2 in process of considering the application dated 14.11.2019 r/w revised application dated 09.09.2020, of the Petitioners seeking for grant of permission for establishment of St. Mary's Rehabilitation University (changed name Dr. Bharathi Rao's St. Mary's Advanced Comprehensive Rehabilitation University), by the acts of omissions and Commissions, administrative and professional lapses, inaction, discrimination and use of dilatory tactics, lack of accountability, transparency, responsiveness and impartiality in discharging of official duty with regards to the processing of the application / revised application of the petitioners for the establishment of proposed Rehabilitation University, and consequently recommend for initiation of appropriate action against the persons if found responsible for causing violation or deprivation of educational rights of the Petitioner in terms of Section 12E (2) of the Act.
- (c) This Hon'ble Commission may be pleased to appoint appropriate Advocate Commission or expert committee, at the cost of the petitioners, to visit

Contd..

Joseph Sriharsha & Mary Indraja Educational Society, Hyderabad – 500 070 & ors.

Vs.

State of Telangana, Rep. by its Secretary, Higher Education Department, Hyderabad, Telangana – 500 063 & ors.

Continued from pre-page

few special school, RCI approved rehabilitation institutions and allied & health care institutions offering paramedical and allied health care courses, along with the proposed rehabilitation University of the 1st petitioner, to ascertain the genuinity in the claim of the petitioners that the proposed University is India's 1st biggest best in class Rehabilitation University, established to develop rehabilitation and allied & health care professionals and to provide rehabilitation and allied health care services, to serve the interest of persons with recognized disabilities, persons with emerging disabilities arising out of rare diseases and persons with health conditions, the most neglected sections of the society and pass such order or orders as this Hon'ble Commission deems fit the proper in the circumstances of the case.

- (d) This Hon'ble Commission may be pleased to issues a declaration that the failure on the part of the 1st Respondent in processing the application dated 14.11.2019 r/w revised application dated 09.09.2020, of the 1st petitioner, for the establishment of St. Mary's Rehabilitation University (Changed name Dr. Bharathi Rao's St. Mary's Advanced Comprehensive Rehabilitation University), from the academic year 2020-21, beyond the prescribed period and in any event beyond 90 days amounts to deemed grant of letter of Intent / No Objection Certificate (NOC) u/s 10 (3) of NCMEI Act. 2004 and consequently direct the 1st respondent to forthwith process the revised application dated 09.09.2020, of the 1st petitioner and issue such terms and conditions, as required u/s 9(3) of the Telangana State Private Universities (Establishment and Regulation) Act, 2018,

Contd..

Joseph Sriharsha & Mary Indraja Educational Society, Hyderabad – 500 070 & ors.

Vs.

State of Telangana, Rep. by its Secretary, Higher Education Department, Hyderabad, Telangana – 500 063 & ors.

Continued from pre-page

r/w Rule 5(3) of G.O.Ms. No. 26, dated 20.08.2019, enabling the 1st petitioner to fulfill the terms and conditions and report compliance to the Government u/s 9(4) of the Act, r/w Rule 5 (4) of G.O.Ms. No. 26, to establish the University from the academic year 2022-23, in accordance with the procedure contained under the Telangana State Private Universities Act, 2018.

We have heard at some length to Dr. Rev. K.V.K. Rao, petitioner No. 2.

Petitioners have filed a lengthy petition containing 91 pages for deprivation and violation of Minority Rights of the petitioner.

It is admitted fact that petitioner has not acquired Minority Status till date. Petitioner has also filed a writ petition before the Hon'ble High court of Telangana and that writ petition No. 1284 of 2021 was disposed of by the Hon'ble High Court of Telangana vide order dated 22.01.2021 with observation that heard learned counsel for the respective parties, is of the considered view that this writ petition can be disposed of directing the Expert Committee to examine the application dated 14.11.2019 submitted by the petitioners, which was received by the respondents on 18.11.2019, and submit its report to the appropriate State Government in terms of Section 8 (5) of the Act, and upon receipt of a copy of such report from the Expert Committee, the State Government shall consider the said application in terms of Section 9 (1) of the Act and pass appropriate orders in accordance with law within the time prescribed under the Act.

Contd..

Joseph Sriharsha & Mary Indraj Educational Society, Hyderabad – 500 070 & ors.

Vs.

State of Telangana, Rep. by its Secretary, Higher Education Department, Hyderabad, Telangana – 500 063 & ors.

Continued from pre-page.

This case deserved to be heard at the stage of the admission at length, in the interest of justice, list the case for arguments on admission after summer vacation on dated 14.07.2022

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

A.K.

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

26.05.2022

Nazia Girls Junior High School, Laliyana, Meerut, Uttar Pradesh - 250104.

Vs.

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

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

An application has been received by hand on 17.05.2022, Nazia Girls Junior High School, Laliyana, Meerut, Uttar Pradesh - 250104, for grant of minority status certificate. It be registered.

It transpires from the petition that on 07.10.2021, the petitioner has applied for grant of No Objection Certificate to the State Competent Authority i.e. Additional Chief Secretary, Department of School Education, Government of U.P., Bahu Khandi, Secretariat, Lucknow, U.P. – 226001, which was received by the respondent on 20.10.2021, The said petition is still pending. The petitioner has waited sufficiently for a period of 90 days, before filing this petition.

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

Petitioner has filed Resolution passed by the Governing Body to obtain Minority Status Certificate from this Commission.

In this un-aided school total 453 students presently studying and all are from Muslim Minority Community.

Office has reported that as per information furnished by the petitioner in the MSC application the level of education of this School is Primary but not mentioned clearly level of education in the recognition certificate filed by the petitioner and petitioner has filed 02 envelopes with postage of Rs. 44 and Rs. 12.

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

In the interest of justice, list on 24.08.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

A.K.

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

26.05.2022

Madarsa Jamia Academy, Radhna 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 Uttar Pradesh.**

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

An application has been received by hand on 17.05.2022, from Madarsa Jamia Academy, Radhna Meerut, Uttar Pradesh - 250104, for grant of minority status certificate. It be registered.

It transpires from the petition that on 07.10.2021, the petitioner has applied for grant of No Objection Certificate to the then State Competent Authority i.e. Additional Chief Secretary, Department of School Education, Government of U.P., Bahu Khandi, Secretariat, Lucknow, U.P. – 226001, which was received by the respondent on 20.10.2021, The said petition is still pending. The petitioner has waited sufficiently for a period of 90 days, before filing this petition.

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

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 Madarsah in the State of Uttar Pradesh is, Secretary, minority Welfare and Waqf Department, Government of Uttar Pradesh. Therefore, office is directed to implead the same authority as Respondent No. 2.

Petitioner has filed Resolution passed by the Governing Body to obtain Minority Status Certificate from this Commission.

In this un-aided school total 206 students presently studying and all are from Muslim Minority Community.

Learned counsel for the petitioner is directed to file 01 more additional envelope with postal charges for sending notice to the respondents.

Office has reported that as per information furnished by the petitioner in the MSC application the level of education of this School is Primary but not mentioned clearly in the recognition certificate filed by the petitioner and petitioner has filed 02 envelopes with postage of Rs. 44 and Rs. 12.

It transpires from the petition that petitioner has furnished the wrong information against the column no. 5, that earlier they have withdrawn this case registered as case no. 158 of 2021, whereas the correct case no. was 157 of 2021.

Contd..

26.05.2022

Madarsa Jamia Academy, Radhna Meerut, Uttar Pradesh - 250104.

Vs.

- 1. Additional Chief Secretary, U.P. – 226001.**
- 2. Secretary, Minority Welfare and Waqf Department, U.P.**

Continued from pre-page

Learned counsel for the petitioner prayed for time to file amended application for above mentioned discrepancy.

Office is directed to tag file no. 157 of 2021 with this case.

After compliance of the above order by the petitioner, office is directed to issue notice by registered Ad/e-mail to the respondents.

In the interest of justice, list on 24.08.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

A.K.

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

26.05.2022

Adventist College, Athwalines, Surat, Gujarat.

Vs.

**Director of Higher Education, Office of the Commissionerate of Higher Education,
2nd Floor, Block No. 12, Dr. Jivraj Mehta Bhavan, Gandhinagar, Gujarat - 382010.**

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

An application for grant of duplicate minority status certificate to Adventist College, Athwalines, Surat, Gujarat has been received by hand on 11.05.2022 from the petitioner mentioned above. It be registered.

Petitioner has also filed an affidavit of Dr. Eliah David Srikakolli, S/o David Srikakolli, Director/President & CEO and Authoized Signatory of The Medical Educational Trust Association Surat and certificate issued by the Head Constable of Umra Police Station, Surat City regarding missing MSC.

Learned counsel for the petitioner is directed to file copy of FIR and final certificate of Missing MSC issued by the proper competent authority of the concerned police station.

Office is directed to register this case in the miscellaneous head of cases and tag the previous case file of this case No. 274 of 2006 with this application.

Issue notice to the respondent by registered AD/e-mail

List on 30.08.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

A.K.

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

CH Institute of Business Studies, Palia Road, Off Ujjain Road, Baroli, Indore, Madhya Pradesh-453111

V/s

Secretary, Backward Classes and Minority Welfare Department, Government of Madhya Pradesh, Mantralaya, Bhopal, Madhya Pradesh

Case No. 228 of 2019

26.05.2022

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 CH Institute of Business Studies, Palia Road, Off Ujjain Road, Baroli, Indore, Madhya Pradesh-453111 run by Cerebral Education Society is eligible for grant of minority status on religious basis. The evidence also proves that the said educational institution was established with the main objective of sub-serving the interests of the Jain minority community.

Consequently, CH Institute of Business Studies, Palia Road, Off Ujjain Road, Baroli, Indore, Madhya Pradesh-453111, which is for Post Graduate Diploma in Management, 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 Jain minority community subject to the eligibility of the students and availability of the accommodation in the petitioner institution, updated recognition / affiliation order issued to the aided petitioner institution, resolution of the General Body of the Society in favour of Shri Sumeet Maru Jain, Chairman, Cerebral Education Society for obtaining MSC from this Commission and original copy of NOC application dated 30.11.2018 under Section 10 of the NCMEI Act, 2004 alongwith the post office receipt by which said application was sent the State Competent Authority. 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. Gabriel's Girls Higher Secondary School, Pasupathikoil P.O., Papanasam (T.K.),
District Thanjavur, Tamil Nadu-614206**

V/s

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

Case No. 245 of 2019

26.05.2022

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 unrebutted evidence produced on behalf of the petitioner, we find and hold that St. Gabriel's Girls Higher Secondary School, Pasupathikoil P.O., Papanasam (T.K.), District Thanjavur, Tamil Nadu-614206 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. Gabriel's Girls Higher Secondary School, Pasupathikoil P.O., Papanasam (T.K.), District Thanjavur, Tamil Nadu-614206, which is from 6th to 12th Std, is declared as a partly aided minority educational institution covered under Article 30 of the Constitution of India within the meaning of Section 2(g) of the National Commission for Minority Educational Institutions Act, 2004 subject to the condition that the petitioner would file an affidavit or undertaking to the fact that the petitioner institution shall not deny admission of eligible candidate of the Christian minority community subject to the eligibility of the students and availability of the accommodation in the petitioner institution and updated recognition / affiliation order issued by the State Board / CBSE to the partly aided petitioner institution. If the petitioner institution failed to comply the above order of this Commission within a period of three months from the date of order passed by this Commission then the petition filed by the petitioner for grant of MSC will be automatically deemed to be dismissed.”

After compliance of the above order, a minority status certificate be issued accordingly.

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

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

VB

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

**Bright Matriculation School, Karambakudi, District Pudukkottai, Tamil Nadu-622302
V/s**

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

Case No. 281 of 2019

26.05.2022

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 Bright Matriculation School, Karambakudi, District Pudukkottai, Tamil Nadu-622302 run by Arrahman 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, Bright Matriculation School, Karambakudi, District Pudukkottai, Tamil Nadu-622302, which is from LKG to 8th 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, updated Recognition / Affiliation Order issued to the unaided petitioner institution and resolution of the General Body of the Trust in favour of Mr. K. Mohamed Abdul Kader, Secretary, Arrahman Trust for obtaining MSC from this Commission and original / certified copy of NOC application under Section 10 of the NCMEI Act, 2004 submitted before the State Competent Authority. 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**

Global Concept School, Kodiya Khedi Road, Karhi, District Khargone, Madhya Pradesh-451220

V/s

Secretary, Backward Classes and Minority Welfare Department, Government of Madhya Pradesh, Mantralaya, Bhopal, Madhya Pradesh

Case No. 282 of 2019

26.05.2022

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 Global Concept School, Kodiya Khedi Road, Karhi, District Khargone, Madhya Pradesh-451220 run by Vimal Gyan Shikshan Samiti 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 Jain minority community.

Consequently, Global Concept School, Kodiya Khedi Road, Karhi, District Khargone, Madhya Pradesh-451220, 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 Jain minority community subject to the eligibility of the students and availability of the accommodation in the petitioner institution, updated proper recognition / affiliation order issued by CBSE to the unaided petitioner institution in which level of educational institution mentioned and original copy of NOC application dated 14.12.2018 under Section 10 of the NCMEI Act, 2004 submitted before the State Competent Authority. 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**

**L.K. Matriculation Higher Secondary School, Kayalpatnam, District Thoothukudi,
Tamil Nadu-628204**

V/s

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

Case No. 290 of 2019

26.05.2022

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 L.K. Matriculation Higher Secondary School, Kayalpatnam, District Thoothukudi, Tamil Nadu-628204 run by LKS Gold House Educational Charitable Trust is eligible for grant of minority status on religious basis. The evidence also proves that the said educational institution was established with the main objective of sub-serving the interests of the Muslim minority community.

Consequently, L.K. Matriculation Higher Secondary School, Kayalpatnam, District Thoothukudi, Tamil Nadu-628204, which is from LKG to 12th Std., is declared as an unaided minority educational institution covered under Article 30 of the Constitution of India within the meaning of Section 2(g) of the National Commission for Minority Educational Institutions Act, 2004 subject to the condition that the petitioner would file an affidavit or undertaking to the fact that the petitioner institution shall not deny admission of eligible candidate of the Muslim minority community subject to the eligibility of the students and availability of the accommodation in the petitioner institution, updated Recognition / Affiliation Order issued by State Board / CBSE to the unaided petitioner institution and resolution of the General Body of the Trust in favour of Mr. S. Akbar Shah, President of LKS Gold House Educational Charitable Trust for obtaining MSC from this Commission. 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