

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

**Prof. M. Farook, 301, Thiruvika Nagar Masapet, Vellore District,  
Tamil Nadu.**

**V/s.**

**Orient Matriculation School, Colachel, Kanyakumari District,  
Tamil Nadu.**

**Case No. 1651 of 2015**

**11.11.2021**

Present: Mr. Vimal Pani, Advocate, appeared on behalf of the petitioner.  
Mr. Zulfiker Ali P.S., Advocate for the respondent.

We have heard, the learned counsel for both the parties, at some extent. Due to paucity of time, arguments by the learned counsel for the complainant could not be completed.

In the interest of justice, further arguments will be heard on the next date of hearing i.e. 16.11.2021.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

**DR. SHAHID AKHTER  
MEMBER**

SR

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

**Krupanilaya High School, Sandur P.O. & T.K., Bellary, Dt.,  
Karnataka.**

**V/s.**

**Commissioner, Department of Public Instruction, Bangalore,  
Karnataka.**

**Case No. 51 of 2019**

**11.11.2021**

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

Heard, learned counsel for the petitioner.

Reserved for Orders.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

**DR. SHAHID AKHTER  
MEMBER**

SR

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

**Anita Methodist Matriculation Higher Secondary School, No. - 5  
& 6 BKN Avenue, Ritherdon Road Vepery, Chennai, Tamil Nadu  
V/s.**

**The Principal Secretary, School Education Department,  
Government of Tamil Nadu**

**Case No. 54 of 2019**

**11.11.2021**

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

Heard, learned counsel for the petitioner.

Reserved for Orders.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

**DR. SHAHID AKHTER  
MEMBER**

SR

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

**Badri Higher Secondary School, Evan-E-Burhani, Noorani  
Nagar, Dhar Road, Indore, Madhya Pradesh**

**V/s.**

**The Secretary, Backward Classes & Minority Welfare  
Department, Government of Madhya Pradesh, Mantralaya,  
Bhopal, Madhya Pradesh**

**Case No. 67 of 2019**

**11.11.2021**

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

We have heard the learned counsel for the petitioner.

During the course of hearing, it was pointed out that the learned counsel for the petitioner has filed delivery report of the NOC application sent to the State Competent Authority, which is not available on file.

Office is directed to check and place the above document on record.

In the interest of justice, learned counsel for the petitioner again filed a copy of said delivery report during the course of argument, which is taken on record.

Secretary/ Deputy Secretary and concerned clerk are again directed to be aware that the documents filed by the parties timely and positively are place on record, so that no inconvenience is caused to either the petitioner or respondent in future. The copy of the said order sheet be provided to all the concerned.

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**

**The Indian Cambridge School, 12 Chander Road, Dalanwala,  
Dehradun, Uttrakhand.**

**V/s.**

**Deputy Chief Secretary (Upper Mukhya Sachiv) Higher Edu.  
Dehradun, Uttarakhand & Anr.**

**Case No. 68 of 2019**

**11.11.2021**

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

Learned Counsel for the petitioner again prayed for time to file certified copies of all the relevant documents.

Respondent has sent a copy of letter dated 22.03.2021, which was received in the Commission's Office on dated 30.03.2021 and is taken on record.

Chief Education Officer, Dehradun has sent a copy of letter dated 21.06.2021, which was received in the Commission's Office on dated 02.07.2021 and is taken on record.

Office is directed to supply the copy of said letters to the learned Counsel for the petitioner.

This is one of the oldest case of this Commission. Therefore, Learned Counsel for the petitioner is directed to come with preparation for final arguments on next date of hearing.

Learned Counsel for the petitioner is directed to file Resolution passed by the General Body of the Society for obtaining Minority Status Certificate from this Commission.

List on 24.11.2021.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

**DR. SHAHID AKHTER  
MEMBER**

SR

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

**Abdullah Degree College, Kakrala, Gabihai, Badayun P.O., Uttar Pradesh.**

**V/s.**

**Principal Secretary, Higher Education, Dept. of Edu. Secretariat,  
Lucknow, Uttar Pradesh.**

**Case No. 70 of 2019**

**11.11.2021**

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**

**Nanjil Catholic School, Vazhuthalampallam, Palapallam,  
Kanyakumari, Tamil Nadu.**

**Vs**

**Principal Secretary, School Education Department, Government of  
Tamil Nadu.**

**Case No. 87 of 2019**

**11.11.2021**

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

Despite email and letter by post to the Physical Inspection Committee, we have not received any response from the Committee.

Office is directed to again send reminder by email and also by post to Physical Inspection Committee for sending the inspection report positively.

It transpires from the record that this MSC petition is filed by Most Rev. Jerome Dhas, President of the petitioner Society and NOC application dated 15.10.2018 under Section 10 of NCMEI Act, 2004 is filed by the Principal of the petitioner institution.

Learned Counsel for the petitioner is directed to file Resolution passed by the General Body of the Society for obtaining Minority Status Certificate from this Commission.

In the interest of justice, list on 14.12.2021.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

**DR. SHAHID AKHTER  
MEMBER**

SR

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

**Sagayathottam Institute of Agriculture and Rural Development,  
Sagayathottam, Takkolam (via), Arakkonam, Vellore District, Tamil  
Nadu.**

**V/s.**

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

**Case No. 124 of 2019**

**11.11.2021**

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

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

Respondent has sent by post a letter dated 10.03.2021, which was received in the Commission's Office on dated 22.03.2021 and is taken on record.

Office is directed to send a copy of Order sheet dated 17.02.2021 to the respondent with the request to file response in this case otherwise Commission is free to hear ex-parte to learned counsel for the petitioner and pass the appropriate Order in this case.

It transpires from the petition that out of the total 96 students, 08 students are from the Christian Minority Community.

It also transpires from the record that this MSC petition and NOC application dated 29.11.2018 under Section 10 of NCMEI Act, 2004 is filed by the same persons, but there is difference between signatures on both documents.

Learned Counsel for the petitioner submitted that same person Rev. Choorackal Mathew Varghese, Secretary of the Society has signed the both documents.

Learned Counsel for the petitioner is directed to file Affidavit of the Rev. Choorackal Mathew Varghese, Secretary of the Society.

Learned Counsel for the petitioner is directed to file Resolution passed by the General Body of the Society for obtaining Minority Status Certificate from this Commission.

List on 01.02.2022.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

**DR. SHAHID AKHTER  
MEMBER**

SR



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

**Jai Narsingh College of Education, Khasra No. 150/1, Gram  
Jambdudi Hapsi, Tehsil Hatod, District Indore, Madhya Pradesh.**

**Vs**

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

**Case No. 142 of 2019**

**11.11.2021**

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

Learned counsel for the petitioner filed Application under Order 41 Rule 27 CPC read with Section 12(2) of NCMEI Act, 2004 for bringing additional documents along with Affidavit by hand, before the Commission's Office on dated 26.10.2021, which is taken on record.

Heard, learned counsel for the petitioner at some length.

During the course of the arguments, learned counsel for the petitioner did not want to press the application. Hence, the application is disposed of accordingly.

Learned Counsel for the petitioner again prayed for time to file an application under Order 6 Rule 17 of CPC.

Learned Counsel for the petitioner is directed to file Resolution passed by the General Body of the Society for obtaining Minority Status Certificate from this Commission.

In the interest of justice, list on 06.01.2022

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

**DR. SHAHID AKHTER  
MEMBER**

SR

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

**Don Bosco College of Agriculture, Sagayathottam, Takkolam (Via),  
Arakkonam, Vellore, Tamil Nadu.**

**V/s.**

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

**Case No. 145 of 2019**

**11.11.2021**

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

None appeared on behalf of the respondent, even in the second round.

Learned Counsel for the petitioner submitted that they have filed certified copies of all the relevant documents.

Learned Counsel for the petitioner is directed to file Resolution passed by the General Body of the Society for obtaining Minority Status Certificate from this Commission.

In the interest of justice, Office is directed to send reminder to the Respondent as well as to the Registrar, Tamil Nadu Agricultural University for compliance of letter dated 03.10.2019.

In the interest of justice, list on 03.02.2022.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

**DR. SHAHID AKHTER  
MEMBER**

SR

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

**Notre Dame Academy, Kullanoor, Pochampalli P.O. & T.K.,  
Krishnagiri District, Tamil Nadu**

**V/s**

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

**Case No. 332 of 2019**

**11.11.2021**

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

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

Learned Counsel for the petitioner filed notarized copy of School Recognition Order in Tamil language along with its notarized English translation

Learned Counsel for the petitioner submitted that they have filed certified copies of all the relevant documents.

It transpires from the petition that out of the total 338 students, 09 students are from the Christian Minority Community.

Learned Counsel for the petitioner is directed to file Resolution passed by the General Body of the Society for obtaining Minority Status Certificate from this Commission.

List on 15.02.2022.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

**DR. SHAHID AKHTER  
MEMBER**

SR

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

**Makhdum Bakhsh Memorial Uchar Madhyamik Vidyalaya,  
Uttarwahini, Chanpatia, West Champaran District, Bihar**

**V/s**

**Secretary, Human Resource Development, Secretariat, Patna, Bihar**

**Case No. 333 of 2019**

**11.11.2021**

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

None for the respondent.

Heard, learned counsel for the petitioner.

Reserved for Orders.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

**DR. SHAHID AKHTER  
MEMBER**

SR

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

**Don Bosco College (Art & Science) No. - 4, East Street,  
Thamanangudy, Ambagarathur P.O., Karaikal District, Pondicherry**  
V/s

**Secretary to Govt. (Education), Chief Secretariat No. 1, Goubert  
Avenue, Beach Road, Puducherry**

**Case No. 355 of 2019**

**11.11.2021**

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

Heard the learned counsel for the petitioner at some length.

During the course of hearing, it was pointed out that in the Object clause of the amended Memorandum of Association it is mentioned that *“To manage, administer, carry on and conduct educational institutions primarily for Catholics and in addition for members of other communities without distinction of caste or creed and also to provide lodging and boarding facilities for them.”*

Learned counsel for the petitioner prayed for time to argue on above point. Whether, this Commission can grant MSC to a particular sect of Christian Community?

Learned counsel for the petitioner submitted that the petitioner does not want to file any application.

It transpires from the petition that out of the total 282 students, 46students are from the Christian Minority Community.

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

In the interest of justice, fix for final argument on 10.03.2022.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

**DR. SHAHID AKHTER  
MEMBER**

SR

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

**Xavier Matricluation Higher Secondary School, Savari Garden, Ayyavu  
Thevar Nagar, Iyer Bungalow, Madurai Tamil Nadu - 625014**

**V/s**

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

**Case No. 358 of 2019**

**11.11.2021**

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

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

It transpires from the petition that of the total 698 students, 56 students are from the Christian Minority Community.

Learned Counsel for the petitioner is directed to file Resolution passed by the General Body of the Society for obtaining Minority Status Certificate from this Commission.

List on 15.03.2022.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

**DR. SHAHID AKHTER  
MEMBER**

SR

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

**Global India Public School, Iritty, Vilakkode P.O., Kannur District,  
Kerala - 670703**

**V/s**

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

**Case No. 360 of 2019**

**11.11.2021**

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

Learned Counsel for the petitioner again prayed for time to file certified copies of all the relevant documents.

Learned Counsel for the petitioner is directed to file Resolution passed by the General Body of the Trust for obtaining Minority Status Certificate from this Commission.

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

1. Representative of the District Collector (Chairperson)
2. Concerned District Education Officer (Member)
3. District Minority /Welfare Officer/ District Social Welfare Officer (Member Secretary)

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

List on 15.03.2022.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

**DR. SHAHID AKHTER  
MEMBER**

SR

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

**St. Marys Convent School, Agwanpur, Moradabad, U.P.**

**V/s.**

**Deputy Director, Minorities Welfare Department, Government of U.P.**

**Case No. 217 of 2019**

**11.11.2021**

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

Heard, learned counsel for the petitioner.

Reserved for Orders.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

**DR. SHAHID AKHTER  
MEMBER**

SR



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

**Salimiah High School, Mill Approach Road, P.O. Kamarhati,  
Kolkata, West Bengal.**

**V/s.**

**Commissioner, Minority Affairs & Madarasa Education  
Department, Howrah, Government of West Bengal.**

**Case No. 477 of 2019**

**11.11.2021**

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

Learned Counsel for the petitioner submitted that they have filed certified copies of all the relevant documents.

It transpires from the record that all the total 1136 students are from the Muslim Minority Community.

Learned Counsel for the petitioner is directed to submit copy of the resolution passed by the General Body of the Society to obtain Minority Status Certificate from this Commission.

List on 15.03.2022.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

**DR. SHAHID AKHTER  
MEMBER**

RS

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

**St. Theresa Convent School, Chilabhavi Road, Hidkal Dam P.O.,  
Hukkeri Taluk, Belgum Dt., Karnataka.**

**V/s.**

**Additional Chief Secretary to Government, Education  
Department (Higher Education) Sixth Floor, Multi-storeyed  
Building, Bengaluru.**

**Case No. 491 of 2019**

**11.11.2021**

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

Learned Counsel for the petitioner again prayed for time to file certified copies of all the relevant documents as well as some application. In the interest of justice, time prayed for is allowed.

It transpires from the record that out of total 774 students only 09 are from the Christian Minority Community.

Learned Counsel for the petitioner is directed to submit copy of the resolution passed by the General Body of the Trust to obtain Minority Status Certificate from this Commission.

List on 15.03.2022.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

**DR. SHAHID AKHTER  
MEMBER**

RS

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

**St. George Public School, Kulapparachal P.O., Kuruvilacity,  
Idukki Distrct, Kerala.**

**Vs.**

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

**Case No. 831 of 2019**

**11.11.2021**

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

Order dictated separately and pronounced, which reads as  
under:

*“In view of the above facts and observations, it is an admitted fact that the petitioner institution had applied to competent authority of the State of Kerala for grant of NOC under Section 10 of NCMEI Act, 2004 and the said application was not decided in accordance with the provisions of NCMEI Act, 2004 and verdict of the Hon’ble Apex Court by the State competent authority and passed the impugned order 02.04.2019. So in the interest of justice, we are of the considered opinion, without going on the merits of the case, it is just proper and fit case to send the matter back to the state competent authority to decide the application of the petitioner institution for grant of NOC under Section 10 of the NCMEI Act,2004 on merits after considering all the documents produced by the petitioner institution at the earliest, expeditiously.*

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

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

**DR. JASPAL SINGH  
MEMBER**

**DR. SHAHID AKHTER  
MEMBER**

RS

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

**St. Joseph's International Academy (Un-Aided), Kumbalam,  
Kundara, Kolla, Kerala.**

**Vs.**

**Secretary, General Education Deptt., Government of Kerala,  
Thiruvananthapuram, Kerala – 695 001.**

**Case No. 864 of 2019**

**11.11.2021**

Present: None.

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

A letter is received from Mr. Suhail Ali on behalf of learned counsel for the petitioner, Sh. Abdu Rahim. A which is 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.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

**DR. SHAHID AKHTER  
MEMBER**

RS

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

**V.K.P.K.H.M.M.R Secondary School (Un-Aided), Padne,  
Kasargod, Kerala.**

**Vs.**

**Secretary, General Education Deptt., Government of Kerala,  
Thiruvananthapuram, Kerala – 695 001.**

**Case No. 865 of 2019**

**11.11.2021**

Present: None.

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

A letter is received from Mr. Suhail Ali on behalf of learned counsel for the petitioner, Sh. Abdu Rahim. A which is 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.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

**DR. SHAHID AKHTER  
MEMBER**

RS

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

**Ryans English School, (Un-Aided) Marunadu Ezhukone, P.O.  
Karuvelli, Kollam Dt., Kerala.**

**Vs.**

**Secretary, General Education Deptt., Government of Kerala,  
Thiruvananthapuram, Kerala – 695 001.**

**Case No. 867 of 2019**

**11.11.2021**

Present: None.

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

A letter is received from Mr. Suhail Ali on behalf of learned counsel for the petitioner, Sh. Abdu Rahim. A which is 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.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

**DR. SHAHID AKHTER  
MEMBER**

RS

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

**A.M.U.P. School, Kunnappalli (Aided), P.O.-Kunnappalli,  
Perinthalmanna, Malappuram Dt., Kerala.**

**Vs.**

**Secretary, General Education Deptt., Government of Kerala,  
Thiruvananthapuram, Kerala – 695 001.**

**Case No. 868 of 2019**

**11.11.2021**

Present: None.

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

A letter is received from Mr. Suhail Ali on behalf of learned counsel for the petitioner, Sh. Abdu Rahim. A which is 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.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

**DR. SHAHID AKHTER  
MEMBER**

RS

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

**Shri Dharmpal Singh Tyagi.**

**V/s.**

- 1. Shri Ajit Nath Inter College, Sherpur Luhara (Baghpat), Uttar Pradesh.**
- 2. Additional Chief Secretary, Department of Higher Education, Government of Uttar Pradesh, Bahu Khandi, Secretariat, Lucknow, Uttar Pradesh.**

**Misc. Case No. 18 of 2019**

**11.11.2021**

Present: Mr. Susheel Tomar, Advocate for the petitioner.  
Mr. Bijendra Kumar Jain and Mr. Manoj Jain for respondent No.1  
Dr. R.k. Gupta for Respondent No.2.

In compliance of registered notice issued to the Manager, Shri Ajit Nath Inter College, Sherpur Luhara (Baghpat), Uttar Pradesh and Additional Chief Secretary, Department of Higher Education, Government of Uttar Pradesh, Mr. Bijendra Kumar Jain, President of Shri Ajit Nath Inter College and Mr. Manoj Jain, Manager of Shri Ajit Nath Inter College are personally present and filed an application to give some time filing the detailed reply and also prayed for time to give date of hearing after 20.03.2022, which is taken on record.

Shri Dharmpal Singh Tyagi has filed an affidavit before the Commission's Office on dated 01.10.2021 which is taken on record.

Petitioner has also filed copy of complaint along with annexure on dated 01.10.2021 before the Commission's Office which is also taken on record.

List the case for filing reply by the non-applicant on 15.03.2022.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

**DR. SHAHID AKHTER  
MEMBER**



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

**Bethany Higher Primary School, Bajpe, Mangalore – 574142,  
Dakshina Kannada Dt., Karnataka.**

**- Appellant**

**Vs.**

**1. Principal Secretary, Deptt. Of Education, Govt. of Karnataka,  
6th Floor, M.S. Building, Bangalore.**

**2. Additional Chief Secretary to Government, Education  
Department (Higher Education) Govt. of Karnataka Sixth  
Floor,Multi-storeyed Building, Bengaluru-560001.**

**-Respondent**

**Appeal 03 of 2020**

**11.11.2021**

Present: Sr. Susan BS, for the petitioner.  
None for the respondent.

Sr. Mariette BS , Secretary of the Bethany Educational Society, Mangalore has sent a letter dated 03.11.2021 by post which is received by the Commission's Office on dated 08.11.2021 and is taken on record.

Sr. Susan BS is personally present and filed a copy of impugned order which is in Kannada language along with the English translation attested by Notary which is taken on record.

Sr. Susan BS has also filed an application for condonation for delay alongwith the student strength for the year 2021-22 which is also taken on record.

Sr. Susan BS has also filed three envelopes along with postage charges of Rs.40/- each which are also taken on record.

Office is directed to issue notice to the respondents by registered AD.

In the interest of justice, list on 15.03.2022

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

**DR. SHAHID AKHTER  
MEMBER**

RS

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

**Shams-UI-Uloom College of Education, Sy. No. 948/3, Ongole Road, Podili Panchayat, Prakasam District, Andhra Pradesh - 523240.**

**Vs.**

- 1. Principal Secretary, Minorities Welfare Department, Govt. of Andhra Pradesh, Velagapudi, District – Guntur, Andhra Pradesh.**
- 2. Secretary, Minorities Welfare Department, 3rd Floor, A.P. Secretariat, Velagapudi, Amaravat, Andhra Pradesh.**

**Case No. 60 of 2021**

**11.11.2021**

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

Despite service of registered notice, none appeared on behalf of both the respondents even in the second round.

It transpires from the record that out of 125 total students, 102 are from the Muslim Minority Community.

Learned counsel for the petitioner prayed for time to comply with the earlier order of this Commission dated 16.02.2021. In the interest of justice, time prayed for is allowed.

Learned Counsel for the petitioner is directed to submit the copy of resolution passed by the General Body of the Society to obtain Minority Status Certificate from this Commission.

List on 15.03.2022.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

**DR. SHAHID AKHTER  
MEMBER**

RS

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

**Royal College of Education, Plot No. 973, 965/4, 975/1, Idupur Village, Markapur Post, Prakasam District, Andhra Pradesh - 523316.**

**Vs.**

- 1. Principal Secretary, Minorities Welfare Department, Govt. of Andhra Pradesh, Velagapudi, District – Guntur, Andhra Pradesh.**
- 2. Secretary, Minorities Welfare Department, 3rd Floor, A.P. Secretariat, Velagapudi, Amaravat, Andhra Pradesh.**

**Case No. 61 of 2021**

**11.11.2021**

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

Despite service of registered notice, none appeared on behalf of both the respondents even in the second round.

It transpires from the record that out of 104 total students, 73 are from the Muslim Minority Community.

Learned counsel for the petitioner prayed for time to comply with the earlier order of this Commission dated 16.02.2021. In the interest of justice, time prayed for is allowed.

Learned Counsel for the petitioner is directed to submit the copy of resolution passed by the General Body of the Society to obtain Minority Status Certificate from this Commission.

List on 15.03.2022.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

**DR. SHAHID AKHTER  
MEMBER**

RS

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

**St. Joseph's School, Chakai, Chakai P.O., Jamui District, Bihar - 811303.**

**Vs.**

**Secretary, Human Resource Development Deptt., Govt. of Bihar, Secretariat, Patna, Bihar.**

**Case No. 62 of 2021**

**11.11.2021**

Present: Mr. Jose Abraham , Advocate for petitioner.

It transpires from the records that out of 894 total students only 124 students are from the Christian Minority Community.

Learned counsel for the petitioner prayed for time to comply with the earlier order of this Commission dated 16.02.2021. In the interest of justice, time prayed for is allowed.

Learned Counsel for the petitioner is directed to submit the copy of resolution passed by the General Body of the Society to obtain Minority Status Certificate from this Commission.

List on 16.03.2022.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

**DR. SHAHID AKHTER  
MEMBER**

RS

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

**Sacred Heart Adiwasi High School, Chakai, Chakai P.O., Jamui District, Bihar - 811303.**

**Vs.**

**Secretary, Human Resource Development Dept., Govt. of Bihar, Secretariat, Patna, Bihar.**

**Case No. 63 of 2021**

**11.11.2021**

Present: Mr. Jose Abraham, Advocate for petitioner.

It transpires from the records that out of 410 total students only 64 students are from Christian Minority Community.

Learned counsel for the petitioner prayed for time to comply with the earlier order of this Commission dated 16.02.2021. In the interest of justice, time prayed for is allowed.

Learned Counsel for the petitioner is directed to submit the copy of resolution passed by the General Body of the Society to obtain Minority Status Certificate from this Commission.

List on 16.03.2022.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

**DR. SHAHID AKHTER  
MEMBER**

RS

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

**Unity Matriculation School, No. 13, 5th Cross Street,  
Mahalakshmi Nagar, Adambakkam, Chengalpet, Chennai, Tamil  
Nadu - 600088.**

**Vs.**

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

**Case No. 64 of 2021**

**11.11.2021**

Present: Mr. Jose Abraham , Advocate for petitioner.

None for the Respondent.

In compliance of earlier order of this Commission dated 16.02.2021, learned counsel for the petitioner has filed 03 documents before the Commission's Office on dated 03.11.2021 which are taken on record.

We have heard learned counsel for the petitioner at a length.

Learned counsel for the petitioner submitted that 100 % minority students can be given admission in the un-aided minority educational institutions as per their personal choice.

Learned Counsel for the petitioner also argued that as per the Tamil Nadu recognition of Private Schools Regulation Act, 1973, Directorate of Matriculation schools has issued a certificate for opening the Matriculation school which is sufficient for conducting the High School Examination. However, we are not agreed by the arguments of learned counsel for the petitioner at this stage ,but looking into the facts and circumstances of the case, Office is directed to issue registered notice to the respondent

In the interest of justice list on 16.03.2022.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

**DR. SHAHID AKHTER  
MEMBER**

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

**11.11.2021.**

**Abdul Samad Primary School, Village and Post - Didauli, Block Joya, Tehsil and District - Amroha, Uttar Pradesh - 244222.**

**Vs.**

**Additional Chief Secretary, Department of School Education, Government of Uttar Pradesh, Bahu Khandi, Secretariat, Lucknow, Uttar Pradesh – 226001.**

Present: None.

An application for grant of minority status certificate to Abdul Samad Primary School, Village and Post - Didauli, Block Joya, Tehsil and District - Amroha, Uttar Pradesh - 244222 has been received by post on 01.11.2021 from the petitioner mentioned above. It be registered.

Peruse the officer report; it transpires from the records that the petitioner has not applied before the State Competent Authority for grant of No Objection Certificate.

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 petitioner has not filed MoA, list of founding members and resolution passed by the General Body to obtain minority Status Certificate from this Commission.

It also transpires from the petitioner that petitioner has not filed envelope with postage charges for sending notice to the respondent.

In today's cause list, inadvertently office has mentioned community as Buddhisht in this case but as per the affidavit furnished by the petitioner, the school belongs to the Muslim Religious Minority Community.

Office is directed to scrutinize the petitions carefully and mention the correct details in the day to day cause list.

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

In the interest of justice, list on 16.03.2022

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

**DR. SHAHID AKHTER  
MEMBER**

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

**11.11.2021.**

**Abdul Samad Junior High School, Village and Post - Didauli, Block - Joya, Tehsil and District - Amroha, Uttar Pradesh - 244222.**

**Vs.**

**Additional Chief Secretary, Department of School Education, Government of Uttar Pradesh, Bahu Khandi, Secretariat, Lucknow, Uttar Pradesh – 226001.**

Present: None.

An application for grant of minority status certificate to Abdul Samad Junior High School, Village and Post - Didauli, Block - Joya, Tehsil and District - Amroha, Uttar Pradesh - 244222 has been received by post on 01.11.2021 from the petitioner mentioned above. It be registered.

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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.

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

List on 16.03.2022

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

**DR. SHAHID AKHTER  
MEMBER**

Ash.



