

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

**Christ College, Kalluvettankuzhi, Vizhinjam, Thiruvananthapuram
Dist., Kerala.**

V/s.

**Principal Secretary, Higher Education Department, Government of
Kerala.**

Case No. 191 of 2019

03.08.2021

Present: Ms. Anju Joseph, Advocate for the petitioner.
None for the respondent.

Due to Covid-19 pandemic and lockdown in the country this case
is taken up today, as per the general notice of this Commission.

Ms. Anju Joseph, Advocate appeared on behalf of the arguing
counsel Mr. Jose Abraham.

Heard, learned counsel for the petitioner.

Reserved for Orders.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

SR

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

**Al-Mubeen Matriculation Higher Secondary School, 14, Station
Road, Ayyampettai, Papanasam Taluk, Thanjavur Dist., T.N.**

V/s.

**Principal Secretary, School Education Department, Government of
T.N.**

Case No. 192 of 2019

03.08.2021

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

Due to Covid-19 pandemic and lockdown in the country this case is taken up today, as per the general notice of this Commission.

Learned counsel for the petitioner submitted that they have filed certified copies of all the relevant documents and also Counter Affidavit.

Now, fix the case for final arguments on 27.10.2021

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

SR

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

**Prestige Public School, Prestige Campus, Near Prestige Institute
of Management, Rambagh, Vikas Nagar, A.B. Road, Dewas, M.P.**

V/s.

**Secretary, Backward Classes and Minority Welfare Department,
Government of M.P.**

Case No. 193 of 2019

03.08.2021

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

Due to Covid-19 pandemic and lockdown in the country this case is taken up today, as per the general notice of this Commission.

Despite service of regd. notice dated 20.04.2021, none appeared on behalf of the respondent, even in the second round.

Due to Covid-19 pandemic and lockdown in the country, this Commission was closed on 20.04.2021. In the interest of justice, Office is directed to send notice to the respondent by post/ email for the next date of hearing.

Learned counsel for the petitioner submitted that they have filed by hand one document, before the Commission's Office on dated 30.07.2021, which is not available on record.

Office is directed that if learned counsel for the petitioner has filed above document then placed on record.

List on 16.11.2021.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

SR

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

**Ehiapur Teachers Training Institute, Plot No. 1635, 1636, 4158,
Village Ehiapur, Ehiapur, P.O. Tehsil/ Taluka Ketugram, Katwa,
Bardhman, W.B.**

V/s.

**Commissioner, Minority Affairs & Madrasah Education Department,
Government of W.B.**

Case No. 202 of 2019

03.08.2021

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

Due to Covid-19 pandemic and lockdown in the country this case is taken up today, as per the general notice of this Commission.

Learned counsel for the petitioner prayed for time to file certified copies of the relevant documents. In the interest of justice, time prayed for is allowed.

List on 16.11.2021.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

SR

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

Fatika Nazrul Sukanta Educational Training Centre D.Ed., Plot No. 1553-1559, 1542, 1544, 1545, 1547, Street No. Indas Road, Village Fatika, P.O. ROL, Fatika Taluk, Indas, Bankura, W.B.

V/s.

Commissioner, Minority Affairs & Madrasah Education Department, Government of W.B.

Case No. 203 of 2019

03.08.2021

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

Due to Covid-19 pandemic and lockdown in the country this case is taken up today, as per the general notice of this Commission.

Learned counsel for the petitioner prayed for time to file certified copies of the relevant documents. In the interest of justice, time prayed for is allowed.

List on 17.11.2021.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

SR

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

**St. Mary's English Medium School, Holehonnur P.O., Channagiri
Road, Bhadravathi (Tq), Shivamogga District, Karnataka.**

V/s.

**The Principal Secretary, Education Department, Government of
Karnataka.**

Case No. 213 of 2019

03.08.2021

Present: Ms. Anju Joseph, Advocate for the petitioner.
None for the respondent.

Due to Covid-19 pandemic and lockdown in the country this case is taken up today, as per the general notice of this Commission.

Ms. Anju Joseph, Advocate appeared on behalf of the arguing counsel Mr. Jose Abraham.

Learned counsel for the petitioner submitted that they have filed certified copies of all the relevant documents as well as rejoinder.

It transpire from the record that total 999 students are studying presently in the school and only 9 students are belong to Christian community.

Now, fix the case for final arguments on 16.11.2021.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

SR

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

**St. Anne's Degree College for Women, #23, Cambridge Road,
Halasuru, Bangalore, Karnataka.**

V/s.

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

Case No. 214 of 2019

03.08.2021

Present: Ms. Anju Joseph, Advocate for the petitioner.
None for the respondent.

Due to Covid-19 pandemic and lockdown in the country this case is taken up today, as per the general notice of this Commission.

Ms. Anju Joseph, Advocate appeared on behalf of the arguing counsel Mr. Jose Abraham.

Learned counsel for the petitioner submitted that they have filed certified copies of all the relevant documents as well as rejoinder.

Now, fix the case for final arguments on 16.11.2021.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

SR

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

**Don Bosco Central School, Pavur P.O., Manjeshwar, Kasargod
District, Kerala.**

V/s.

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

Case No. 215 of 2019

03.08.2021

Present: Ms. Anju Joseph, Advocate for the petitioner.
None for the respondent.

Due to Covid-19 pandemic and lockdown in the country this case is taken up today, as per the general notice of this Commission.

Ms. Anju Joseph, Advocate appeared on behalf of the arguing counsel Mr. Jose Abraham.

Inspection Committee has also filed their report, which is taken on record.

Heard, learned counsel for the petitioner.

Reserved for Orders.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

SR

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

**Madarsa Hanfiya Hafeezul Uloom, Naikepurwa Mauja Ram Bhari
Post - Bhaghar Buland, Block - Jhanjari, District - Gonda, Uttar
Pradesh**

V/s.

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

Case No. 402 of 2019

03.08.2021

Present: None.

Due to Covid-19 pandemic and lockdown in the country this case is taken up today, as per the general notice of this Commission.

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

It transpires from the record that in this case District Minority Welfare Officer, Gonda, Uttar Pradesh has given No objection for granting of MSC to the applicant institution.

In the interest of justice, Office is directed to again send notice to both the parties by email.

List on 30.09.2021.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
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

03.08.2021

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

Due to Covid-19 pandemic and lockdown in the country this case is taken up today, as per the general notice of this Commission.

Learned counsel for the petitioner prayed for time to file certified copies of the relevant documents. In the interest of justice, time prayed for is allowed.

List on 21.10.2021.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

SR

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

**Ayesha Tarin Modern Public School, Anoopshahr Road, P.O. CDF,
Aligarh, Uttar Pradesh**

V/s.

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

Case No. 538 of 2019

03.08.2021

Present: None.

Due to Covid-19 pandemic and lockdown in the country this case is taken up today, as per the general notice of this Commission.

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

Petitioner has sent by post two letters dated 20.03.2021 and 19.04.2021, which were received in the Commission's Office on dated 30.03.2021 and 27.04.2021, are taken on record.

In the interest of justice, Office is directed to issue again show cause notice to the petitioner by email given in the letter dated 19.04.2021.

List on 30.09.2021.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

SR

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

**St. Mary's Primary School, Behind H.P. Petrol Pump, Bhimrana
(Dev Bhumi, Dwarka) District, Gujarat - 361345.**

Vs.

**Commissioner of Schools, Commissionarate of Mid Day Meals and
Schools, Government of Gujarat, Sector – 10, Gandhinagar,
Gujarat.**

Case No. 180 of 2020

03.08.2021

Present: Ms. Anju Joseph, Advocate for the petitioner.
None for the respondent.

Due to Covid-19 pandemic and lockdown in the country this case is taken up today, as per the general notice of this Commission.

Ms. Anju Joseph, Advocate appeared on behalf of the arguing counsel Mr. Jose Abraham.

Learned counsel for the petitioner prayed for time to file certified copies of the relevant documents. In the interest of justice, time prayed for is allowed.

List on 18.01.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

SR

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

**St. Xavier's School, Ramnagar, Khambhalya, Devbhoomi Dwaraka,
Gujarat - 361305.**

Vs.

**Commissioner of Schools, Commissionarate of Mid Day Meals and
Schools, Government of Gujarat, Sector – 10, Gandhinagar,
Gujarat.**

Case No. 181 of 2020

03.08.2021

Present: Ms. Anju Joseph, Advocate for the petitioner.
None for the respondent.

Due to Covid-19 pandemic and lockdown in the country this case is taken up today, as per the general notice of this Commission.

Ms. Anju Joseph, Advocate appeared on behalf of the arguing counsel Mr. Jose Abraham.

Learned counsel for the petitioner prayed for time to file certified copies of the relevant documents. In the interest of justice, time prayed for is allowed.

List on 18.01.2022.

JUSTICE NARENDRA KUMAR JAIN

CHAIRMAN

**DR. JASPAL SINGH
MEMBER**

SR

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

Abhinav Bharti Trust (Sheth Shree A.S. Kothari Abhinav Bharti Uttar Buniyadi Vidhyalaya), Teravda - Village, Tal - Kankrej, District - Banaskantha, Gujarat.

- Appellant

Vs.

1. The Commissioner /Director of Schools, 9/1, Dr. Jivraj Mehta Bhavan, Gandhinagar, Gujarat.

2. Deputy Director, Directors of Schools Old Sachivalaya Block 9/1 Gandhinagar, Gujarat

- Respondent

Appeal 05 of 2020

03.08.2021

Present: Mr. Shubham Singh, Advocate for the appellant.

Due to Covid-19 pandemic and lockdown in the country this case is taken up today, as per the general notice of this Commission.

Mr. Shubham Singh, Advocate filed his Vakalatnama on behalf of the the appellant, which is taken on record.

Appellant has sent by post an application for condonation of delay u/s 5 of Limitation Act without mentioning the days in the application alongwith Affidavit, which is received in the Commission's office on dated 09.04.2021, are taken on record.

Learned counsel for the appellant is directed to file copies of above application for sending notice to the respondents.

Appellant has also sent by post affidavits of Shri Shah Harshadkumar Jayantilal, Shri Kothari Muktilal Amrutlal, Shri Shah Shashikant Chimanlal, Shri Shah Dinesh Kumar Kantilal, Shri Shah Bharatbhai Balchandbhai, Shri Kothari Hasmukhlal Amrutlal, Shri Shah Kiritkumar Somalal, Shri Shah Bharatbhai Jayantilal, Shri Shah Rakeshkumar Champaklal, Shri Shah Kirtikumar Lerchandbhai, which are taken on record.

Appellant has also sent by post some documents without list of documents, which are also taken on record and one envelope with postage charges.

Appellant has also sent by post copy of impugned order dated 13.11.2019, which is in Gujarati Language, is taken on record.

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

In the interest of justice, list on 15.12.2021

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

SR

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

Abhinav Bharti Trust (Sheth Shree Manilal Dharamchand Abhinav Bharti Vidhyalaya), Khimana, Tal-Kankrej, District - Banaskantha, Gujarat.

- Appellant

Vs.

1 The Commissioner /Director of Schools, 9/1, Dr. Jivraj Mehta Bhavan, Gandhinagar, Gujarat.

2. Deputy Director, Directors of Schools Old Sachivalaya Block 9/1 Gandhinagar, Gujarat

- Respondent

Appeal 06 of 2020

03.08.2021

Present: Mr. Shubham Singh, Advocate for the appellant.

Due to Covid-19 pandemic and lockdown in the country this case is taken up today, as per the general notice of this Commission.

Mr. Shubham Singh, Advocate has appeared on behalf of the appellant and prayed for time to file his Vakalatnama. In the interest of justice, time prayed for is allowed.

Appellant has sent by post an application for condonation of delay u/s 5 of Limitation Act without mentioning the days in the application alongwith Affidavit, which is received in the Commission's office on dated 09.04.2021, are taken on record.

Learned counsel for the appellant is directed to file copies of above application for sending notice to the respondents.

Appellant has also sent by post affidavits of Shri Shah Harshadkumar Jayantilal, Shri Kothari Muktilal Amrutlal, Shri Shah Shashikant Chimanlal, Shri Shah Dinesh Kumar Kantilal, Shri Shah Bharatbhai Balchandbhai, Shri Kothari Hasmukhlal Amrutlal, Shri Shah Kiritkumar Somalal, Shri Shah Bharatbhai Jayantilal, Shri Shah Rakeshkumar Champaklal, Shri Shah Kirtikumar Lerchandbhai, which are taken on record.

Appellant has also sent by post copy of impugned order dated 13.11.2019, which is in Gujarati Language, is taken on record.

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

In the interest of justice, list on 15.12.2021

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

SR

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

Abhinav Bharti Trust (Shrimati J.S. Pethani Abhinave Bharti Uttar Buniyadi Vidyalaya), Raner-Village, Tal-Kankrej, District - Banaskantha, Gujarat.

- Appellant

Vs.

1 The Commissioner /Director of Schools, 9/1, Dr. Jivraj Mehta Bhavan, Gandhinagar, Gujarat.

2. Deputy Director, Directors of Schools Old Sachivalaya Block 9/1 Gandhinagar, Gujarat

- Respondent

Appeal 07 of 2020

03.08.2021

Present: Mr. Shubham Singh, Advocate for the appellant.

Due to Covid-19 pandemic and lockdown in the country this case is taken up today, as per the general notice of this Commission.

Mr. Shubham Singh, Advocate has appeared on behalf of the appellant and prayed for time to file his Vakalatnama. In the interest of justice, time prayed for is allowed.

Appellant has sent by post an application for condonation of delay u/s 5 of Limitation Act without mentioning the days in the application alongwith Affidavit, which is received in the Commission's office on dated 09.04.2021, are taken on record.

Learned counsel for the appellant is directed to file copies of above application for sending notice to the respondents.

Appellant has also sent by post some documents without list of documents, which are also taken on record and one envelope with postage charges.

Appellant has also sent by post affidavits of Shri Shah Harshadkumar Jayantilal, Shri Kothari Muktilal Amrutlal, Shri Shah Shashikant Chimanlal, Shri Shah Dinesh Kumar Kantilal, Shri Shah Bharatbhai Balchandbhai, Shri Kothari Hasmukhlal Amrutlal, Shri Shah Kiritkumar Somalal, Shri Shah Bharatbhai Jayantilal, Shri Shah Rakeshkumar Champaklal, Shri Shah Kirtikumar Lerchandbhai, which are taken on record.

Appellant has also sent by post copy of impugned order dated 13.11.2019, which is in Gujarati Language, is taken on record.

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

In the interest of justice, list on 15.12.2021

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

SR

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

**Abhinav Bharti Trust (Shri C.V. Shah Uttar Buniyadi Abhinav Bharti Vidyalyaya), Village - Vada, Tal-Kankrej, District - Banaskantha, Gujarat.
- Appellant**

Vs.

1 The Commissioner /Director of Schools, 9/1, Dr. Jivraj Mehta Bhavan, Gandhinagar, Gujarat.

2. Deputy Director, Directors of Schools Old Sachivalaya Block 9/1 Gandhinagar, Gujarat

- Respondent

Appeal 10 of 2020

03.08.2021

Present: Mr. Shubham Singh, Advocate for the appellant.

Due to Covid-19 pandemic and lockdown in the country this case is taken up today, as per the general notice of this Commission.

Mr. Shubham Singh, Advocate has appeared on behalf of the appellant and prayed for time to file his Vakalatnama. In the interest of justice, time prayed for is allowed.

Appellant has sent by post an application for condonation of delay u/s 5 of Limitation Act without mentioning the days in the application alongwith Affidavit, which is received in the Commission's office on dated 09.04.2021, are taken on record.

Learned counsel for the appellant is directed to file copies of above application for sending notice to the respondents.

Appellant has also sent by post some documents without list of documents, which are also taken on record and one envelope with postage charges.

Appellant has also sent by post affidavits of Shri Shah Harshadkumar Jayantilal, Shri Kothari Muktilal Amrutlal, Shri Shah Shashikant Chimanlal, Shri Shah Dinesh Kumar Kantilal, Shri Shah Bharatbhai Balchandbhai, Shri Kothari Hasmukhlal Amrutlal, Shri Shah Kiritkumar Somalal, Shri Shah Bharatbhai Jayantilal, Shri Shah Rakeshkumar Champaklal, Shri Shah Kirtikumar Lerchandbhai, which are taken on record.

Appellant has also sent by post copy of impugned order dated 13.11.2019, which is in Gujarati Language, is taken on record.

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

In the interest of justice, list on 15.12.2021

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

SR

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

Seemanchal Minority B.Ed. College, Plot No. 18, Street No. Baigna Road, Village Tauheed Nagar, Madhepura, Kathihar, Tehsil Taluka Kaithar, Bihar- 854 105.

Vs

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

Case No. 149 of 2019

03.08.2021

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

Order dictated separately and pronounced, which read as
under:

“Relying on the said un rebutted evidence produced on behalf of the petitioner, we find and hold that Seemanchal Minority B.Ed. College, Plot No. 18, Street No. Baigna Road, Village Tauheed Nagar, Madhepura, Kathihar, Tehsil Taluka – Kathihar, Bihar-854105 run by Tauheed Ahmad Memorial 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, Seemanchal Minority B.Ed. College, Plot No. 18, Street No. Baigna Road, Village Tauheed Nagar, Madhepura, Kathihar, Tehsil Taluka – Kathihar, Bihar-854105 is declared as a 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.”

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**

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

**A.M.L.P. School, Kottappuram, Andiyookunnu, P.O. Pulikkal,
Kondotty, Malappuram District, Kerala- 673 637.**

Vs

**Secretary, General Education Department, Government of Kerala,
Thiruvananthapuram, Kerala- 695 001.**

Case No. 169 of 2019

03.08.2021

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

Order dictated separately and pronounced, which read as
under:

“In view of the 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 the NCMEI Act, 2004 and the said applications 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 dated 19.02.2019. 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 institutions 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.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

SR

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

**Don Bosco Nursery and Primary School, 130, Madhavaram High Road,
Perambur, Chennai, Tamil Nadu**

V/s.

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

CASE NO. 336 of 2019

03.08.2021

Present: Ms. Anju Joseph, Advocate for the petitioner.
None for the respondent.

Ms. Anju Joseph, Advocate appeared on behalf of the arguing counsel
Mr. Jose Abraham.

Learned Counsel for the petitioner again prayed for time to file an
application. In the interest of justice, time prayed for is allowed.

It transpires from the earlier order dated 13.11.2019, that documents
filed by the Petitioner are not on record but without any order of the Court of
the Commission, office has attached four documents with the case file.

Office is directed that in future without order of the Court of
Commission no documents should be placed in the case file.

List on 18.11.2021.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

RS

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

**Savio Primary School, Lourdes Shrine, Perambur, Chennai, Tamil Nadu
-600011.**

V/s.

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

CASE NO. 340 of 2019

03.08.2021

Present: Ms. Anju Joseph, Advocate for the petitioner.
None for the respondent.

Ms. Anju Joseph, Advocate appeared on behalf of the arguing
counsel Mr. Jose Abraham.

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

List on 18 .11.2021.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

RS

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

**A.L.P. School, Belinja, Yethedka P.O., Kasargod, Kerala.
V/s.**

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

CASE NO. 341 of 2019

03.08.2021

Present: None.

None appeared on behalf of petitioner even in second round.

Reserved for order.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

RS

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

**A.M.U.P School, Valluvambram (Aided),
Valluvambaram P.O., Malappuram, Kerala.
V/s.**

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

CASE NO. 342 of 2019

03.08.2021

Present: None.

None appeared on behalf of petitioner even in second round.

Reserved for order.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

RS

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

**The Oxford School, NH Bypass, Opp. Indian Oil Petrol Pump,
Pantheerankavu, Kozhikode, Kerala.**

V/s.

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

CASE NO. 365 of 2019

03.08.2021

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

Heard, learned counsel for the petitioner.

Reserved for order

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

RS

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

**Vidyodaya International School, Khasra No. 47/1, Kasthali, Gopalpura,
Tehsil - Manawar, District - Dhar, Madhya Pradesh - 454446.**

Vs.

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

Case No. 160 of 2020

03.08.2021

Present: Mr. Nilesh Rawka and Mr. Vipul, for the petitioner

Mr. Nilesh Rawka and Mr. Vipul both are present personally.

Petitioner has filed an application dated 17.03.21 and affidavit alongwith amended application for grant of Minority Status Certificate in favour of Petitioner Institution.

Petitioner has submitted that they have applied before this Commission for grant of MSC on dated 20.01.2020 but inadvertently in column no. 3 of the application they have ticked wrongly against the option "*Whether Minority Status Certificate is pending before the State Authority*". So, they have requested to allow to amend the application for Case No. 160 of 2020 which belongs to Vidyodaya International School, Khasra No. 47/1, Kasthali, Gopalpura, Tehsil - Manawar, District - Dhar, Madhya Pradesh - 454446.

For the reasons mentioned in the application and in the interest of justice application is allowed and amended application is taken on record.

Petitioner has sent an application for early hearing dated 19.03.21 by post which is also taken on record.

Petitioner has already complied with the earlier order dated 20.02.2020.

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

List on 26.10.2021.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

RS

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

**Vidyodaya Mahavidyalaya, Khasra No. 47/1, Kasthali, Gopalpura,
Tehsil - Manawar, District - Dhar, Madhya Pradesh - 454446.**

Vs.

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

Case No. 161 of 2020

03.08.2021

Present: Mr. Nilesh Rawka, for the Petitioner

Mr. Nilesh Rawka, for the petitioner

Mr. Nilesh Rawka and Mr. Vipul both are present personally.

Petitioner has filed an application dated 17.03.21 along with affidavit and amended application for grant of Minority Status Certificate in favour of Petitioner Institution.

Petitioner has submitted that they have applied before this Commission for grant of MSC on dated 20.01.2020 but inadvertently in column no. 3 of the application they have ticked wrongly against the option "*Whether Minority Status Certificate is pending before the State Authority*". So, they have requested to allow to amend the application for Case No. 161 of 2020 which belongs Vidyodaya Mahavidyalaya ,Khasra No. 47/1, Kasthali, Gopalpura, Tehsil - Manawar, District - Dhar, Madhya Pradesh - 454446.

For the reasons mentioned in the application and in the interest of justice application is allowed and amended application is taken on record.

Petitioner has sent an application for early hearing dated 19.03.21 by post which is taken on record.

Petitioner has already complied with the earlier order dated 20.02.2020.

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

List on 26.10.2021.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

RS

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

**St. Josephs High School, P.B. No. 32, Amodra Road, Una, Gir Somnath,
Junagadh District, Gujarat - 362560.**

Vs.

- 1. Commissioner of Schools, Commissionerate of Mid Day Meals
and Schools, Govt. of Gujarat, Sector – 10, Gandhinagar, Gujarat.**
- 2. Deputy Director, Directors of Schools, Old Sachivalaya Block 9/1,
Gandhinagar, Gujarat - 382010**

Case No. 420 of 2020

03.08.2021

Present: Ms. Anju Joseph, Advocate for the petitioner.

Ms. Anju Joseph, Advocate appeared on behalf of the arguing counsel
Mr. Jose Abraham.

It transpires from the record that out of total 1035 students only 06
students are from Christian Minority Community.

Learned counsel for the petitioner has again prayed for time to comply
with the Commission's earlier Order dated 12.11.2020. In the interest of
justice, time prayed for is allowed.

List on 18.01.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

RS

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

**Convent of Jesus and Mary Girls High School, Pratappura, Arad Road,
Halol, Panchmahal, Gujarat - 389350.**

Vs.

- 1. Commissioner of Schools, Commissionerate of Mid Day Meals
and Schools, Govt. of Gujarat, Sector – 10, Gandhinagar, Gujarat.**
- 2. Deputy Director, Directors of Schools, Old Sachivalaya Block 9/1,
Gandhinagar, Gujarat - 382010**

**Case No. 421of 2020
03.08.2021**

Present: Ms. Anju Joseph, Advocate for the petitioner.

Ms. Anju Joseph, Advocate appeared on behalf of the arguing counsel
Mr. Jose Abraham.

It transpires from the record that out of total 168 students school only
03 students are from Christian Minority Community.

Learned counsel for the petitioner has again prayed for time to comply
with the Commission's earlier Order dated 12.11.2020. In the interest of
justice, time prayed for is allowed.

List on 18.01.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

RS

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

**St. Peter's Convent English Medium School, Khairagargh Road,
Dongargargh, Dt. Rajnandgaon, Chhattisgarh - 491445.**

Vs.

**Commissioner, ST&SC Development Department, Indrawati Bhawan,
Nava Raipur Atal Nagar, Chhattisgarh - 492101.**

Case No. 422 of 2020

03.08.2021

Present: None.

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

In the interest of justice, issue notice again to the petitioner for
compliance of earlier order dated 12.11.2020 by registered AD/e-mail.

List on 18.11.2021

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

RS

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

Christukula Mission Women's English Medium College & Christukula Mission College (B. Ed), Mahadeva PO, Pateri, Raghuraj Nagar, Satna, Madhya Pradesh - 485001.

Vs.

Secretary/Commissioner, Backward Classes & Minority Welfare Deptt., Govt. of MP, Second Floor, Satpuda Bhawan, Bhopal, MP.

Case No. 423 of 2020

03.08.2021

Present: None.

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

In the interest of justice, issue notice again to the petitioner for compliance of earlier order dated 12.11.2020 by registered AD/e-mail.

List on 18.11.2021

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

RS

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

**Saverapura Unaided English Medium High School, Kallugundi, Sampaje
P.O., Sulia Taluk, Dakshina Kannada District, Karnataka - 574234.**

Vs.

**Additional Chief Secretary to Government, Education Department
(Higher Education), Government of Karnataka, Sixth Floor, Multi-
Storeyed Building, Bengaluru, Karnataka – 560001**

Case No. 424 of 2020

03.08.2021

Present: Ms. Anju Joseph, Advocate for the petitioner.

Ms. Anju Joseph, Advocate appeared on behalf of the arguing counsel
Mr. Jose Abraham.

Learned Counsel for the petitioner again prayed for time to comply
with the Commission earlier order dated 12.11.2020. In the interest of
justice, time prayed for is allowed.

In the interest of Justice , List on 18.01.2022

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

RS