

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

St. Anne's Pre-University College, Vidyagiri, Bagalkot, Karnataka.

Vs.

Additional Chief Secretary to Govt., Education Dept. (Higher Education), Govt. of Karnataka.

Case No. 638 of 2019

03.08.2022

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

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

Despite sending reminder letter 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.

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

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

List on 04.10.2022.

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

RS

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

**St. Anne's Public School, Teacher's Colony, Mulbagal, Kolar Dt.,
Karnataka.**

Vs.

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

Case No. 639 of 2019

03.08.2022.

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

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

Learned counsel for the petitioner prayed for last and final
opportunity to file an application. In the interest of justice, last opportunity
is granted.

List on 04.10.2022.

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

RS

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

St. Anne's Pre-University College, Hangal Road, Haveri, Karnataka.

Vs.

Additional Chief Secretary to Govt., Education Dept. (Higher Education), Govt. of Karnataka.

Case No. 640 of 2019

03.08.2022

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

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

In compliance of the Commission's earlier Order dated 15.03.2022, Dy. Commissioner, Haveri Distt., Haveri, Karnataka has sent the inspection report along with the covering letter dated 16.05.2022 by post which is received in the Commission's Office on dated 25.05.2022 wherein the Physical Inspection Committee has not recommended to grant MSC to the petitioner institution as the strength of minority students in the petitioner institution is less than the prescribed limit, and is taken on record.

Office is directed to provide a copy of the inspection report to the learned counsel for the petitioner.

In the interest of justice, list on 04.10.2022.

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

RS

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

**St. Anne's Pre-University College, Changavara Road, Jyothinagara,
Sira, Tumkur Dt., Karnataka.**

Vs.

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

Case No. 641 of 2019

03.08.2022

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

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

Despite sending reminder letter 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.

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

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

List on 04.10.2022.

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

RS

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

St. Anne's Pre-University College, N.R. Mohalla, Mysore, Karnataka.

Vs.

Additional Chief Secretary to Govt., Education Dept. (Higher Education), Govt. of Karnataka.

Case No. 642 of 2019

03.08.2022.

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

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

The original letter sent to the District Educational Officer, Mysuru is received back as unserved in the Commission's Office on dated 11.07.2022 and is taken on record.

In compliance of the Commission's earlier Order dated 15.03.2022, District Commissioner, Mysuru has sent by post the interim report two times which are not final inspection report along with the covering letter dated 25.05.2022 and 08.06.2022 which are received in the Commission's Office on dated 31.05.2022 and 13.06.2022 respectively and are taken on record.

The copy of interim report alongwith covering letter dated 08.06.2022 is received from District Commissioner, Mysuru through e-mail also which is received in the Commission's Office on dated 10.06.2022 and is also taken on record.

Despite sending reminder letter 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.

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

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

List on 04.10.2022.

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

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

St. Anne's Pre-University College, M.B. Road, Kolar, Karnataka.

Vs.

Additional Chief Secretary to Govt., Education Dept. (Higher Education), Govt. of Karnataka.

Case No. 644 of 2019

03.08.2022

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

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

Despite sending reminder letter 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.

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

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

List on 04.10.2022.

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

RS

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

**St. Anne's Girls Pre-University College, N.E.S. Colony, Malavalli,
Mandya Dt., Karnataka.**

Vs.

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

Case No. 645 of 2019

03.08.2022

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

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

Despite sending reminder letter 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.

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

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

List on 04.10.2022.

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

RS

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

**St. Anne's Girls Pre-University College, Teacher's Colony, Mulbagal,
Kolar Dt., Karnataka.**

Vs.

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

Case No. 646 of 2019

03.08.2022

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

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

Despite sending reminder letter 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.

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

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

List on 04.10.2022.

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

RS

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

St. Anne's School, Hangal Road, Near Bi Pass Road, Haveri, Karnataka.

Vs.

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

Case No. 649 of 2019

03.08.2022

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

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

In compliance of the Commission's earlier Order dated 24.05.2022, the Deputy Commissioner, Haveri Distt., Haveri, Karnataka has sent its inspection report along with the covering letter dated 16.07.2022 by post which is received in the Commission's Office on dated 01.08.2022 wherein the Physical Inspection Committee has not recommended to grant MSC to the petitioner institution as the strength of minority students in the petitioner institution is less than the prescribed limit, and is taken on record.

Office is directed to supply a copy of the inspection report to the learned counsel for the petitioner.

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

In the interest of justice, list on 04.10.2022.

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

RS

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

Little Flower School, Khargora Basti, Ikuana, Shravasti District, Uttar Pradesh-271845.

Vs.

- 1. Secretary, Room No.- 19, 3rd Floor, Sachiv Bhawan, Uttar Pradesh, Secretariat, Lucknow, Uttar Pradesh**
- 2. The Additional Chief Secretary, Department of School Education, Government of Uttar Pradesh, Bahu Khandi, Secretariat, Lucknow, Uttar Pradesh**
- 3. Additional Chief Secretary, Secondary Education Department, Babu Bhawan, 7th Floor, Lucknow - 226001.**

CASE NO. 120 of 2020

03.08.2022.

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

Mr. Vijay Bahadur from DIOS on behalf of Principal Secretary, Secondary Education Deptt. for the respondent.

In compliance of the notice issued by the Commission on dated 27.04.2022, Mr. Vijay Bahadur from DIOS appeared on behalf of Principal Secretary, Secondary Education Deptt. for the respondent and desired to file some documents.

He is directed to file the documents before the Commission's Office today itself.

Now as per Order dated No. 989/52-3-2022- ह२. ढ. (30)/2014 dated 14.06.2022, Lucknow that Additional Chief Secretary, Secondary Education is the Competent Authority in the State of Uttar Pradesh and array the said Authority as respondent instead of Principal Secretary, Secondary Education Department, Govt. of U.P as respondent No.3.

Learned Counsel for the petitioner has filed on dated 27.07.2022, seven documents before the Commission's Office by hand which are taken on record.

Despite sending letter 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 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.

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Continued....

CASE NO. 120 of 2020

03.08.2022.

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 file the updated recognition/ affiliation issued by the State Board/ CBSE.

In the interest of justice, list on 22.09.2022.

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

RS

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

**Don Bosco School, Chandanakere Road, Devadurga, Raichur District,
Karnataka - 584111.**

Vs.

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

Case No. 130 of 2020

03.08.2022.

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

Despite service of the registered notice and e-mail, none appeared on behalf of respondent , even in the second round.

Learned counsel for the petitioner again prayed for time to file recognition/ affiliation certificate issued by the State Board/ CBSE. In the interest of justice, time prayed for is allowed.

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.

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

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

Office is also directed to send a letter to the State Competent Authority to enquire as to whether the petitioner institute has ever applied before the State Competent Authority for grant of MSC.

In the interest of justice, list on 22.09.2022.

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

RS

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

Adam & Eve's School, Peerzada Road, Galshaheed, Moradabad, Uttar Pradesh.

V/s.

Additional Chief Secretary, Deptt. of School Education, Government of Uttar Pradesh, Bahu Khandi, Secretariat, Lucknow, Uttar Pradesh- 226001.

Case No. 162 of 2020

03.08.2022

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

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

Learned Counsel for the petitioner has filed on dated 13.05.2022, five documents before the Commission's Office by hand which are taken on record.

Learned Counsel for the petitioner has filed on dated 22.07.2022, two documents viz. Annexure-1: Notarized copy of the affiliation order of the petitioner institution and Annexure-2: Original Governing Body Resolution of the Trust before the Commission's Office by hand which are also taken on record.

Despite sending letter 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 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.

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

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

List on 27.09.2022.

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

RS

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

**M S Creative High School, 17-2-870/40, Near Eidgah, Madannapet,
Hyderabad, Telangana - 506132.**

Vs.

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

Case No. 271 of 2020

03.08.2022

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

Despite service of the registered notice and e-mail, none appeared on behalf of respondent, even in the second round.

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

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

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

In the interest of justice, list on 28.09.2022.

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

RS

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

**My Child Modern Madarsa, 313/76B, Main Road, Near Bilal Masjid,
Tulsi Nagar, Delhi - 110035.**

Vs.

**Assistant Director of Education (Act), Directorate of Education,
Government of NCT of Delhi, Room No. 214-A, Old Secretariat, Delhi –
110054.**

Case No. 407 of 2020

03.08.2022.

Present: Mr. Prasanth Kulambil., Advocate for the petitioner.

Mr. V.K. Dahiya, from the Office of Dy. Director of Education for the respondent.

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

Mr. V.K. Dahiya from the Office of Deputy Director of Education(Zone-8), Directorate of Education , Government of NCT of Delhi appeared on behalf of the respondent and submitted that they have not received the petition alongwith annexures till now.

Office is directed to provide copy of petition alongwith annexures to the respondent for filing the reply before the next date of hearing.

On 06.07.2022 and 19.7.2022, two internal communication letters dated 06.07.2022 and 14.07.2022 have been received in the Commission's Office from Deputy Director of Education, Directorate of Education, Government of NCT of Delhi addressed to Dy. Director of Education(North West- B), FU Block, Pitampura, N.D-85 and Dy. Director of Education(North), Distt. North, Lucknow Road, Timarpur, Delhi-54 respectively, and are taken on record.

Learned counsel for the petitioner has filed five documents by hand, before the Commission Office on dated 22.04.2022 and are also taken on record.

In the interest of justice, list on 28.09.2022.

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

RS

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

**St. Mary's School, Opp. Alembic Nagar Society, Gorwa - Refinery
Road, Vadodara, Gujarat - 390016.**

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. 35 of 2021

03.08.2022

Pre

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

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

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Mar Gregorios Memorial School, Near Chankyapuri, New Sama Road,
Vadodara, Gujarat - 390024.**

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. 36 of 2021

03.08.2022

Pre

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

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

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**St. Basil School, Near Makarpura, Jakatanaka, Jambuva, Vadodara,
Gujarat- 390014**

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. 37 of 2021

03.08.2022

Pre

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

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

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

Sacred Heart H.P.S & High School, Mudgal, TK - Lingasugur Dist - Raichur, Karnataka - 584125.

Vs.

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

Case No. 90 of 2021

03.08.2022

Pre

sent: Mr. Tariq Adeeb, Advocate for the petitioner.

Mr. Tariq Adeeb, Advocate appeared on behalf of the petitioner institution.

Secretary, Bellary Diocese Board of Education, Bellary has filed a letter dated 30.03.2022 alongwith Vakalatnama of Mr. Tariq Adeeb, Advocate and a speed post receipt by hand, wherein it is mentioned that the petitioner has complied the Commission's earlier Order dated 09.03.2021 on dated 10.11.2021, before the Commission's Office on dated 20.04.2022, which is taken on record.

Learned counsel for the petitioner also submitted that petitioner has complied the Commission's earlier Order dated 09.03.2021 on dated 10.11.2021.

But as per records, the said documents have not been received in the Commission till now.

Learned counsel for the petitioner prayed for time to comply with the Commission's earlier Order dated 09.03.2021.

In the interest of justice, list on 27.09.2022.

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

Infant Jesus PU College, Vidyanagar, Raichur, Karnataka - 584103.

Vs.

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

Case No. 91 of 2021

03.08.2022

Pre

sent: Mr. Tariq Adeeb, Advocate for the petitioner.

Mr. Tariq Adeeb, Advocate appeared on behalf of the petitioner institution.

Secretary, Bellary Diocese Board of Education, Bellary has filed a letter dated 30.03.2022 alongwith Vakalatnama of Mr. Tariq Adeeb, Advocate and a speed post receipt by hand, wherein it is mentioned that the petitioner has complied the Commission's earlier Order dated 10.03.2021 on dated 10.11.2021, before the Commission's Office on dated 20.04.2022, which is taken on record.

Learned counsel for the petitioner also submitted that petitioner has complied the Commission's earlier Order dated 10.03.2021 on dated 10.11.2021.

But as per records, the said documents have not been received in the Commission till now.

Learned counsel for the petitioner prayed for time to comply with the Commission's earlier Order dated 10.03.2021.

In the interest of justice, list on 27.09.2022.

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Navachetana Kanada Medium High School, Kavital, Raichur Dist.,
Karnataka - 584120.**

Vs.

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

Case No. 92 of 2021

03.08.2022

Pre

sent: Mr. Tariq Adeeb, Advocate for the petitioner.

Mr. Tariq Adeeb, Advocate appeared on behalf of the petitioner institution.

Secretary, Bellary Diocese Board of Education, Bellary has filed a letter dated 30.03.2022 alongwith Vakalatnama of Mr. Tariq Adeeb, Advocate and a speed post receipt by hand, wherein it is mentioned that the petitioner has complied the Commission's earlier Order dated 10.03.2021 on dated 10.11.2021, before the Commission's Office on dated 20.04.2022, which is taken on record.

Learned counsel for the petitioner also submitted that petitioner has complied the Commission's earlier Order dated 10.03.2021 on dated 10.11.2021.

But as per records, the said documents have not been received in the Commission till now.

Learned counsel for the petitioner prayed for time to comply with the Commission's earlier Order dated 10.03.2021.

In the interest of justice, list on 27.09.2022.

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**St. Joseph's Nursery and Primary School, Nagamalai, Madurai District,
Tamil Nadu - 625019.**

Vs.

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

Case No. 117 of 2021

03.08.2022

Pre

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

Learned counsel for the petitioner prayed for last and final opportunity to comply with the Commission's earlier Order dated 09.12.2021 and to file an application. In the interest of justice, last opportunity is granted for compliance the Commission's Order.

List on 28.09.2022.

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**St. Bastin's Matriculation School, Railway Station Road, Papanasam,
Thanjavur District, Tamil Nadu - 614205.**

Vs.

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

Case No. 118 of 2021

03.08.2022

Pre

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

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

Director of Matriculation Schools, Chennai has sent by post, Counter Affidavit along with covering letter dated 25.07.2022 before the Commission's Office on dated 01.08.2022, which is taken on record.

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

Learned counsel for the petitioner prayed for time to comply with the Commission's earlier Order dated 09.12.2021.

In the interest of justice, list on 28.09.2022.

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**St. Ambrose Convent Higher Primary School, ACC Colony, Wadi (Jn),
Gulbarga Dt., Karnataka - 585225.**

Vs.

**Additional Chief Secretary, Education Dept., (Higher Education), Govt.
of Karnataka, 6th Flr., Multi-Storeye Building, Bengaluru - 560001.**

Case No. 120 of 2021

03.08.2022

Pre

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

Learned counsel for the petitioner filed six documents on dated 28.07.2022, which are taken on record.

Learned counsel for the petitioner prayed for time to file General Body Resolution of the Society.

Office is directed to issue notice to the respondent by registered A.D./email.

List on 28.09.2022.

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

Azad Public School, Azad Nagar, Hungund Taluk, Hungundu, Bagalkot District, Karnataka - 587118.

Vs.

Additional Chief Secretary, Education Dept., (Higher Education), Govt. of Karnataka, 6th Flr., Multi-Storeye Building, Bengaluru - 560001.

Case No. 121 of 2021

03.08.2022

rese

nt: 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 08.04.2021 and 09.12.2021

List on 28.09.2022.

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

Sh. Radhey Pratap Singh, R/o. Village and Post – Akbarpur Farsi, District – Amethi, Uttar Pradesh.

- **Complainant/petitioner**

V/s.

- 1. Wasi Naqvi National Inter College, Raebareli, U.P. & Anr.**
- 2. Additional Chief Secretary, Bahukhandi Secretariat, Lucknow, UP**
- 3. Directorate of Secondary Education, 18th Park Road, Lucknow, UP**

-Respondents

Misc. Case No. 18 of 2021

03.08.2022

Pre
sent

: Ms. Savita Singh, Advocate for the complaint/ petitioner.
None for the respondents.

Learned counsel for the complainant/ petitioner submitted that Hon'ble High Court, Lucknow has passed an Order dated 25.01.2022 in Writ C. no. 425 of 2022 that Misc. Case 18 of 2021 (old case no. 27 of 2018) be stayed. So she prayed for adjournment. In the interest of justice, adjournment is granted.

List on 11.10.2022.

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**St. Mary's School DoomDooma, District - Tinsukia, Rupaisiding,
Assam - 786153.**

Vs.

**Joint Secretary, Education Department (Higher), Assam Secretariat,
Block C, Secretariat Complex, Dispur, Guwahati, Assam – 781006.**

Case No. 42 of 2022

03.08.2022

Pre

sent: Mr. Tariq Adeeb, Advocate for the petitioner.

Mr. Tariq Adeeb, Advocate appeared on behalf of the petitioner institution and prayed for time to file his Vakalatnama.

It transpires from the petition that Sr. Laisa Varghese is the signatory of the MSC application and has also furnished an affidavit in support of the petition. Her name is not available in the list of Governing Body, certified by the Registrar of Societies and there is no beneficiary clause available in the MoA filed by the petitioner Institute.

It also transpires from the petition that the petitioner school is upto Secondary level and petitioner has not filed Recognition / Affiliation Certificate issued by the Central / State Examination Board.

Learned counsel for the petitioner prayed for time to comply with the Commission's earlier Order dated 13.04.2022 and also to take instruction from his client.

List on 30.08.2022.

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Madrasa Ahmadia Sareya Khaira Tola, PO - Sareya Bazar, Ps -
Paharpur, East Champaran, Bihar - 845458.**

Vs.

**Director, Secondary & Senior Secondary Education, Ground Floor,
Vikas Bhawan, New Secretariat, Daily Road, Patna, Bihar - 800015.**

Case No. 44 of 2022

03.08.2022

Pre

sent: Mr. Shubham Singh, Advocate for the petitioner.

Mr. Shubham Singh, Advocate appeared on behalf of the petitioner institution and filed his Vakalatnama.

It 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.

Learned counsel for the petitioner prayed for time to comply with the Commission's earlier Order dated 13.04.2022.

List on 07.09.2022.

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Santhom Public School, Chenappady P.O., Tharakanattukunnu,
Kottayam Dt., Kerala.**

Vs.

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

Case No. 765 of 2019

03.08.2022

Pre

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

As per the earlier hearing of the Commission this case was reserved for Orders and is listed for pronouncement of Orders today.

Now, list the case for pronouncement of Orders before the full bench on 25.08.2022.

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Hidayath Nursery & Primary School, Vallam, Medical College Road,
Thanjavur, Tamil Nadu.**

Vs.

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

Case No. 773 of 2019

03.08.2022

Pre

sent: Mr. Prasanth Kulambil., Advocate for the petitioner.

None for the respondent.

Mr. Prasanth. K appeared on behalf of the arguing counsel Mr.
Junais P.

As per the earlier hearing of the Commission this case was
reserved for Orders and is listed for pronouncement of Orders today.

Now, list the case for pronouncement of Orders before the full
bench on 25.08.2022.

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

03.08.2022

**M G I Public School, Village - Mudiya Rasoolpur, Post - Mewla Kalan,
Block Swar, Tehsil - Tanda, District - Rampur, Uttar Pradesh - 244925.**

Vs.

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

Present: None.

An application has been received by post on 26.07.2022 from M G I Public School, Village - Mudiya Rasoolpur, Post - Mewla Kalan, Block Swar, Tehsil - Tanda, District - Rampur, Uttar Pradesh - 244925 for grant of minority status certificate. It be registered.

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

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

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

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.

In this case, office has reported that the petitioner has filed General Body Resolution to obtain MSC from this Commission but the same has not signed by the majority of the Governing Body members, envelope with postage charges for sending notice to the State Competent Authority and petitioner has not mentioned under column No. 2 that for which community they have applied for MSC.

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

In the interest of justice, list on 04.10.2022.

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

A.K

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

03.08.2022

Madarsa Faiz-E-Rasheed, Neem Tala, Gangoh, (Saharanpur), Uttar Pradesh - 247341.

Vs.

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

Present: Mr. Prasath K., advocate for the petitioner.

Mr. Prasath K., advocate appeared on behalf of the arguing counsel Mr. Junais P.

An application has been received by post on 26.07.2022 from Madarsa Faiz-E-Rasheed, Neem Tala, Gangoh, (Saharanpur) Uttar Pradesh - 247341 for grant of minority status certificate. It be registered.

It transpires from the petition that on 20.10.2021 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 Govt. of UP Bahu Khandi,, Secretariat, Lucknow (UP) instead of Additional Chief Secretary, Department of Secondary Education Govt. of UP Bahu Khandi, Secretariat, Lucknow (UP), which was received by the respondent on 25.10.2021. 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.

In this case, office has reported that the petitioner has filed envelope with postage charges for sending notice to the State Competent Authority.

Office is directed to tag the file no. 226 of 2021 with this case and issue notice to the respondent by registerd Ad/e-mail.

In the interest of justice, list on 04.10.2022.

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

A.K

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

03.08.2022.

Modern College of Engineering, Kochabhawar, Kanpur Road, Jhansi - 284128.

Vs.

- 1. Director, Minority Welfare Department, Govt. of Uttar Pradesh, Indira Bhawan, Lucknow Uttar Pradesh.**
- 2. Additional Chief Secretary, Department of Higher Education Govt. of UP Bahu Khandi,, Secretariat, Lucknow (UP).**

Present: Mr. Tejasvi Kumar, Advocate for the petitioner.

An application for grant of minority status certificate to Modern College of Engineering, Kochabhawar, Kanpur Road, Jhansi - 284128 has been received by hand on 26.07.2022 from the petitioner mentioned above. It be registered.

It transpires from the petition that on 17.08.2020, the petitioner has applied for grant of No Objection Certificate to the wrong State Competent Authority i.e. Director, Minority Welfare Department, Govt. of Uttar Pradesh, Indira Bhawan, Lucknow Uttar Pradesh instead of Additional Chief Secretary, Department of Higher Education Govt. of UP Bahu Khandi, Secretariat, Lucknow (UP), but petitioner has not filed proof of service of the above mentioned NOC application.

It also transpires from the records that petitioner has earlier filed an application for grant of minority status certificate in this Commission and was withdrawn by the petitioner himself on the ground that their application for grant of MSC is also pending before the State Competent Authority.

Now, petitioner has again filed this application for grant of minority status certificate before the Commission and furnished the information against the column no. 6 of the MSC application as '**No**' for question *whether the applicant Institution has ever applied to the NCMEI for grant of minority status certificate.*

Petitioner has filed an application dated 13.07.2022 which was submitted before the Director, Minority Welfare Deptt., Govt. of UP for withdrawal of MSC application filed earlier by the petitioner. The same application received by some unknown person and affixed stamp of Office of the District Minority Welfare Officer alongwith one hand written note also that your earlier MSC application has been cancelled

It also transpires from the petition that declaration part of the MSC application has been signed by Dr. Rohin Vishwanathan as Manager of the Petitioner Society whereas his designation in affidavit is mentioned as Secretary.

It transpires from the records that petitioner has not filed complete UID issued by Niti Ayog, General Body Resolution and validity period of AICTE approval has also expired.

Learned counsel for the petitioner prayed for time to file clarification and certain relevant documents.

List on 22.09.2022.

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

Ash.

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

03.08.2022.

Modern School, Jhansi - 284001.

Vs.

- 1. Director, Minority Welfare Department, Govt. of Uttar Pradesh, Indira Bhawan, Lucknow Uttar Pradesh.**
- 2. Additional Chief Secretary, Department of Higher Education Govt. of UP Bahu Khandi,, Secretariat, Lucknow (UP).**

Present: Mr. Tejasvi Kumar, Advocate for the petitioner.

An application for grant of minority status certificate to Modern School, Jhansi – 284001 has been received by hand on 26.07.2022 from the petitioner mentioned above. It be registered.

It transpires from the petition that on 17.08.2020, the petitioner has applied for grant of No Objection Certificate to the wrong State Competent Authority i.e. Director, Minority Welfare Department, Govt. of Uttar Pradesh, Indira Bhawan, Lucknow Uttar Pradesh instead of Additional Chief Secretary, Department of Higher Education Govt. of UP Bahu Khandi, Secretariat, Lucknow (UP), but petitioner has not filed proof of service of the above mentioned NOC application.

It also transpires from the records that petitioner has earlier filed an application for grant of minority status certificate in this Commission and was withdrawn by the petitioner himself on the ground that their application for grant of MSC is also pending before the State Competent Authority.

Now, petitioner has again filed this application for grant of minority status certificate before the Commission and furnished the information against the column no. 6 of the MSC application as '**No**' for question *whether the applicant Institution has ever applied to the NCMEI for grant of minority status certificate.*

Petitioner has filed an application dated 13.07.2022 which was submitted before the Director, Minority Welfare Deptt., Govt. of UP for withdrawal of MSC application filed earlier by the petitioner. The same application received by some unknown person and affixed stamp of Office of the District Minority Welfare Officer alongwith one hand written note also that your earlier MSC application has been cancelled.

It also transpires from the petition that declaration part of the MSC application has been signed by Dr. Rohin Vishwanathan as Manager of the Petitioner Society whereas his designation in affidavit is mentioned as Secretary.

It transpires from the records that petitioner has not filed complete UID issued by Niti Ayog, General Boady Resolution.

Learned counsel for the petitioner prayed for time to file clarification and certain relevant documents.

List on 22.09.2022.

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

Ash.

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

03.08.2022.

Modern Public School, Lalitpur - 284403.

Vs.

- 1. Director, Minority Welfare Department, Govt. of Uttar Pradesh, Indira Bhawan, Lucknow Uttar Pradesh.**
- 2. Additional Chief Secretary, Department of Higher Education Govt. of UP Bahu Khandi,, Secretariat, Lucknow (UP).**

Present: Mr. Tejasvi Kumar, Advocate for the petitioner

An application for grant of minority status certificate to Modern Public School, Lalitpur - 284403 has been received by hand on 26.07.2022 from the petitioner mentioned above. It be registered.

It transpires from the petition that on 17.08.2020, the petitioner has applied for grant of No Objection Certificate to the wrong State Competent Authority i.e. Director, Minority Welfare Department, Govt. of Uttar Pradesh, Indira Bhawan, Lucknow Uttar Pradesh instead of Additional Chief Secretary, Department of Higher Education Govt. of UP Bahu Khandi, Secretariat, Lucknow (UP), but petitioner has not filed proof of service of the above mentioned NOC application.

It also transpires from the records that petitioner has earlier filed an application for grant of minority status certificate in this Commission and was withdrawn by the petitioner himself on the ground that their application for grant of MSC is also pending before the State Competent Authority.

Now, petitioner has again filed this application for grant of minority status certificate before the Commission and furnished the information against the column no. 6 of the MSC application as '**No**' for question *whether the applicant Institution has ever applied to the NCMEI for grant of minority status certificate.*

Petitioner has filed an application dated 13.07.2022 which was submitted before the Director, Minority Welfare Deptt., Govt. of UP for withdrawal of MSC application filed earlier by the petitioner. The same application received by some unknown person and affixed stamp of Office of the District Minority Welfare Officer alongwith one hand written note also that your earlier MSC application has been cancelled.

It also transpires from the petition that declaration part of the MSC application has been signed by Dr. Rohin Vishwanathan as Manager of the Petitioner Society whereas his designation in affidavit is mentioned as Secretary.

It transpires from the records that petitioner has not filed complete UID issued by Niti Ayog, General Boady Resolution.

Learned counsel for the petitioner prayed for time to file clarification and certain relevant documents.

List on 22.09.2022.

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

Ash.

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

03.08.2022.

Modern College of Pharmacy, Kochabhawar, Kanpur Road, Jhansi - 284128.

Vs.

- 1. Director, Minority Welfare Department, Govt. of Uttar Pradesh, Indira Bhawan, Lucknow Uttar Pradesh.**
- 2. Additional Chief Secretary, Department of Higher Education Govt. of UP Bahu Khandi,, Secretariat, Lucknow (UP).**

Present: Mr. Tejasvi Kumar, Advocate for the petitioner.

An application for grant of minority status certificate to Modern College of Pharmacy, Kochabhawar, Kanpur Road, Jhansi - 284128 has been received by hand on 26.07.2022 from the petitioner mentioned above. It be registered.

It transpires from the petition that on 17.08.2020, the petitioner has applied for grant of No Objection Certificate to the wrong State Competent Authority i.e. Director, Minority Welfare Department, Govt. of Uttar Pradesh, Indira Bhawan, Lucknow Uttar Pradesh instead of Additional Chief Secretary, Department of Higher Education Govt. of UP Bahu Khandi, Secretariat, Lucknow (UP), but petitioner has not filed proof of service of the above mentioned NOC application.

It also transpires from the records that petitioner has earlier filed an application for grant of minority status certificate in this Commission and was withdrawn by the petitioner himself on the ground that their application for grant of MSC is also pending before the State Competent Authority.

Now, petitioner has again filed this application for grant of minority status certificate before the Commission and furnished the information against the column no. 6 of the MSC application as '**No**' for question *whether the applicant Institution has ever applied to the NCMEI for grant of minority status certificate.*

Petitioner has filed an application dated 13.07.2022 which was submitted before the Director, Minority Welfare Deptt., Govt. of UP for withdrawal of MSC application filed earlier by the petitioner. The same application received by some unknown person and affixed stamp of Office of the District Minority Welfare Officer alongwith one hand written note also that your earlier MSC application has been cancelled

It also transpires from the petition that declaration part of the MSC application has been signed by Dr. Rohin Vishwanathan as Manager of the Petitioner Society whereas his designation in affidavit is mentioned as Secretary.

It transpires from the records that the declaration part of MSC application is a xerox copy and petitioner has not filed complete UID issued by Niti Ayog, General Boday Resolution and validity period of AICTE approval has also expired.

Learned counsel for the petitioner prayed for time to file clarification and certain relevant documents.

List on 22.09.2022.

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

Ash.