

**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.

- 1. Principal Secretary, Higher Education Department,
Government of Tamil Nadu.**
- 2. Commissioner and Principal Secretary, Agriculture
Department, Namakkal Kavignar Maaligai, Fort St. George,
Secretariat, Chennai, Tamil Nadu.**

Case No. 124 of 2019

09.03.2022

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

Mr. Raja Rajeshwaran S. Advocate for the respondent.

Mr. Raja Rajeshwaran S. Advocate appeared on behalf of Tamil Nadu Agricultural University.

Learned Counsel for the petitioner again prayed for time to comply with the Commission's earlier Order dated 11.11.2021.

Looking to the letters of the respondent and also Tamil Nadu Agricultural University, It transpires from the record that petitioner has applied for grant of NOC on dated 29.11.2018 before the wrong State Competent Authority i.e. Principal Secretary, Higher Education Department, Government of Tamil Nadu but as per the list of Competent Authority in the State of Tamil Nadu Competent Authority for grant of NOC is Commissioner and Principal Secretary, Agriculture Department, Namakkal Kavignar Maaligai, Fort St. George, Secretariat, Chennai, Tamil Nadu.

Office is directed to make above said Competent Authority as Respondent No. 02.

Learned Counsel for the respondent prayed for time to file his Vakalatnama and reply. In the interest of justice, time prayed for is allowed.

Learned Counsel for the petitioner is directed to supply the copy of the petition to Learned Counsel for the respondent.

List on 31.03.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Don Bosco Nursery and Primary School, Gedilam, Thirunavallur
P.O., Ulundurpet T.K., District - Vizhupuram, Tamil Nadu –
607204.**

V/s.

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

Case No. 129 of 2019

09.03.2022

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

Learned Counsel for the petitioner prayed for last opportunity to file an Affidavit to clarify the issue regarding the petitioner has also applied before the State Competent Authority for grant of Minority Status Certificate and that the application is still pending.

In the interest of justice, list on 31.03.2022

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

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

V/s.

- 1. Principal Secretary, Deptt. of Higher Education, Government of Tamil Nadu.**
- 2. Commissioner and Principal Secretary, Agriculture Department, Namakkal Kavignar Maaligai, Fort St. George, Secretariat, Chennai, Tamil Nadu.**

Case No. 145 of 2019

09.03.2022

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

Mr. Raja Rajeshwaran S. Advocate for the respondent.

Mr. Raja Rajeshwaran S. Advocate appeared on behalf of Tamil Nadu Agricultural University.

Tamil Nadu Agricultural University has sent a letter dated 31.01.2022 for authorizing Dr. S. Sivakumar, Ph.D., Professor, Tamil Nadu Agricultural University for the respondent, which is taken on record.

Learned Counsel for the petitioner again prayed for time to comply with the Commission's earlier Order dated 11.11.2021.

Learned Counsel for the respondent prayed for time to file his Vakalatnama and reply. In the interest of justice, time prayed for is allowed.

Learned Counsel for the petitioner is directed to supply the copy of the petition to Learned Counsel for the respondent.

List on 31.03.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Victory Matriculation Higher Secondary School, No. 60, Village
Street, Thiruvottiyur, Chennai, Tamil Nadu- 600 019.**

Vs

**Principal Secretary, School Education Department, Government
of Tamil Nadu, Fort St. George, Secretariat, Chennai, Tamil
Nadu- 600 009.**

Case No. 187 of 2019

09.03.2022

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**

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

V/s.

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

Case No. 212 of 2019

09.03.2022

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

Learned Counsel for the petitioner again prayed for last
opportunity to file an Affidavit to clarify the issue mentioned in the
Commission's earlier order dated 26.10.2021.

In the interest of justice, list on 12.04.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Al-Huda Islamic International Matriculation School, 18 -
Pazhakkadai Lane, Nehru Bazar, Sivagangai, Sivagangai
District, Tamil Nadu.**

V/s.

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

Case No. 262 of 2019

09.03.2022

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 relevant documents and also to comply with the Commission's earlier Order dated 27.10.2021. In the interest of justice, time prayed for is allowed.

List on 12.04.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Fatima Convent School, Dondwada Village, Talki Mori P.O.,
Khandwa District, Madhya Pradesh - 450771**

V/s.

**The Secretary, Room No. 339, Backward Classes and Minority
Welfare Department, Government of Madhya Pradesh,
Mantralaya, Bhopal, Madhya Pradesh – 462004**

Case No. 697 of 2019

09.03.2022

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

In compliance of the Commission's earlier Order dated 10.08.2021, Physical Inspection Committee has sent their inspection report by post, which is received in the Commission's Office on dated 21.02.2022 and are taken on record.

Upper Collector, Khandwa, Madhya Pradesh has also sent Physical Inspection Report which is received in the Commission's Office on dated 24.01.2022 and is taken on record.

Learned counsel for the petitioner filed three documents by hand on dated 02.03.2022, which are also taken on record.

Heard, learned counsel for the petitioner.

Reserved for Orders.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**St. Ann's High School, Kabir Chowk, Sabarmati, Ahmedabad
District, Gujarat - 380005**

Vs.

- 1. Commissioner of Schools, Commissionarate of Mid Day Meals and Schools, Government of Gujarat, Sector – 10, Gandhinagar, Gujarat.**
- 2. Commissioner of Schools, Block No. 9-1, Dr. Jivraj Mehta Bhawan, Gandhinagar, Gujarat-382010.**

Case No. 788 of 2019

09.03.2022

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

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

Leave and liberty is granted.

The petition is disposed of as withdrawn.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**St. Dominic's Primary School (English Medium), Bodeli Road,
Kawant, Chhotaudepur, Vadodara District, Gujarat – 391170**

Vs.

- 1. Commissioner of Schools, Commissionarate of Mid Day Meals and Schools, Government of Gujarat, Sector – 10, Gandhinagar, Gujarat.**
- 2. Commissioner of Schools, Block No. 9-1, Dr. Jivraj Mehta Bhawan, Gandhinagar, Gujarat-382010.**

Case No. 830 of 2019

09.03.2022

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

Learned Counsel for the petitioner submitted that petitioner institution is up to 1st to 5th class.

We have also seen the record, in reply letters of the respondent petitioner institution is up to 5th class so no need to file any Recognition/Affiliation Certificate issued by State/ Central Board of Secondary Education.

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

List on 17.05.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

Madarsa N.K. Public School, Village & Post – Tilja, Dt.– Sant Kabir Nagar, Uttar Pradesh.

Vs.

- 1. Principal Secretary, Deptt. of Higher Education, Govt. of Uttar Pradesh, Bahu Khandi, Secretariat, Uttar Pradesh.**
- 2. Additional Chief Secretary, Department of School Education, Govt. of Uttar Pradesh, Bahu Khandi,, Secretariat, Lucknow, Uttar Pradesh.**

Case No. 853 of 2019

09.03.2022

Present: None.

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

Despite giving notices to the petitioner by speed post and ordinary post, none appeared on behalf of the petitioner.

Petitioner has not complied the Commission's earlier Order dated 05.12.2019.

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

Hence, the petition is dismissed in default.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**St. Dominic Savio High School, Gauravaddo, Clangute, Goa -
403516.**

Vs.

Director of Education, Directorate of Education, Porvorim, Goa.

Case No. 856 of 2019

09.03.2022

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**

**Morning Star English Medium School, Chapirevula, Nandhyal
Mandal, Kurnool Dt., Andhra Pradesh.**

Vs.

**Secretary to Government, Government of Andhra Pradesh,
Minorities Welfare Department, 3rd Floor, A.P. Secretariat,
Velagapudi, Amaravati**

Case No. 857 of 2019

09.03.2022

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

Learned Counsel for the petitioner filed two applications by hand on dated 03.03.2022 i.e. application under Order 8 Rule 9 and Section 151 C.P.C. read with Section 12 of the NCMEI Act, 2004, to accept the Rejoinder Affidavit and application under Order VI Rule 17 CPC read with Section 12(2) of the NCMEI Act, 2004, to seeking permission to amend the Original application for Minority Status He has also filed a copy of the above applications along with an envelopes and postal stamps, which are taken on record.

Office is directed to issue notice of the above two applications to the respondent by registered Ad/email.

List on 18.05.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

**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

09.03.2022

Present: Mr. Nilesh Rawka for the petitioner.

Mr. Nilesh Rawka appeared on behalf of the petitioner institution.

In compliance of the Commission's earlier Order dated 26.10.2021, Physical Inspection Committee has sent their inspection report and recommended to give minority status to the petitioner institution along with Annexures, which are received in the Commission's Office on dated 10.01.2022 and are taken on record.

Petitioner has filed today in the Court General Body Resolution in favor of Shri Vipul Ganagwal, Secretary, Vidyodaya Shiksha Samiti, which is taken on record.

Heard, Mr. Nilesh Rawka 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**

**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

09.03.2022

Present: Mr. Nilesh Rawka for the petitioner.

Mr. Nilesh Rawka appeared on behalf of the petitioner institution.

In compliance of the Commission's earlier Order dated 26.10.2021, Physical Inspection Committee has sent their inspection report and recommended to give minority status to the petitioner institution along with Annexures, which are received in the Commission's Office on dated 07.03.2022 and are taken on record.

Petitioner has filed today in the Court General Body Resolution in favor of Shri Vipul Ganagwal, Secretary, Vidyodaya Shiksha Samiti and Affiliation letter dated 07.02.2022 issued by Devi Ahilaya University, Indore, Madhya Pradesh and letter dated 02.03.2021 issued by the Office of the Commissionerate, Higher Education, State of Madhya Pradesh, which are taken on record.

Heard, Mr. Nilesh Rawka 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**

**Sufa Matriculation School, No. R-45, 4th Block, Muthamizh
Nagar, Kodungaiyur, Chennai, Tamil Nadu - 600118**

V/s.

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

Case No. 245 of 2020

09.03.2022

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

In compliance of the earlier Order, Principal Secretary to the Government of Tamil Nadu, has sent a reply by post wherein it is mentioned that the Directorate of Government Examinations, Chennai-06 is the authority which conducts the examinations for Secondary and Senior Secondary School affiliated to State Board and issuing Certificate to the students, which is received in the Commission's Office on dated 07.03.2022 and is taken on record.

We have perused the Order dated 09.02.2022 and it is surprising that inspite of direction to issue notice to the respondent by regd. AD and email, the Office has not issued notice to the respondent by regd. AD and email and on dated 07.03.2022 an email has been sent to the respondent.

Secretary is directed to call for explanation from the concerned clerk as to why the notice has not been issued in compliance of the Order dated 09.02.2022. It is a serious matter and in this type of cases where the Hon'ble High Court has given direction to dispose of within time period, the notice has to be given to the respondent within the time frame.

In the interest of justice, Office is directed to issue notice by regd. AD and also by email to the respondent.

List on 06.04.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

St. Antony's Matriculation School, Mettu Street, Pavithiram Village & Post, District - Thiruvannamalai, Tamil Nadu.

Vs.

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

Case No. 111 of 2019

09.03.2022

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

Order dictated separately and pronounced, which reads as under:

“Relying on the said un rebutted evidence produced on behalf of the petitioner, we find and hold that St. Antony’s Matriculation School, Mettu Street, Pavithiram Village & Post, District Thiruvannamalai, Tamil Nadu-606806 run by CTC Vimala 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 Christian minority community.

Consequently, St. Antony’s Matriculation School, Mettu Street, Pavithiram Village & Post, District Thiruvannamalai, Tamil Nadu-606806, which is for LKG To 10th Std., 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 Christian minority community subject to the eligibility of the students and availability of the accommodation in the petitioner institution, updated recognition/ affiliation order issued by State Board / CBSE to the unaided petitioner institution”.

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**

**Alwin International Public School, Zion Avenue, Padappai,
Kanchipuram Dt., Tamil Nadu.**

V/s.

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

Case No. 615 of 2019

09.03.2022

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

Order dictated separately and pronounced, which reads as
under:

“Relying on the said un rebutted evidence produced on behalf of the petitioner, we find and hold that Alwin International Public School, Zion Avenue, Padappai, District Kanchipuram, Tamil Nadu-638002 run by Vijay’s Educational 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 Christian minority community.

Consequently, Alwin International Public School, Zion Avenue, Padappai, District Kanchipuram, Tamil Nadu-638002, which is for Senior Secondary School Examination, 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 Christian minority community subject to the eligibility of the students and availability of the accommodation in the petitioner institution and updated affiliation / recognition order issued by CBSE to the unaided 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**

Spartan Matriculation Higher Secondary School, No. 1, Spartan Avenue, Mogappair, Chennai - 600037.

Vs.

- 1. The Director of Matriculation School, DPI Campus, College Road, Chennai, Tamil Nadu.**
- 2. Principal Secretary, School Education Department, Government of Tamil Nadu, Rina Road, Fort St. George, Secretariat, Chennai, Tamil Nadu - 600009.**

Case No. 314 of 2020

09.03.2022

Present: Mr. Presley Mathai, Advocate for the petitioner.

Mr. Presley Mathai, Advocate appeared on behalf of the petitioner institution.

Learned Counsel for the petitioner prayed to grant him last opportunity to comply with the Commission's earlier Order dated 08.09.2020. In the interest of justice, last opportunity is granted.

Learned Counsel for the petitioner prayed for a longer date in this case. In the interest of justice, on the request of learned counsel for the petitioner, list the case on 28.07.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

RS

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

**Spartan International School, No. 570, Kannadasan Street,
Chembarambakkam, Chennai - 600123, Tamil Nadu.**

Vs.

- 1. The Director of Matriculation School, DPI Campus, College Road,
Chennai, Tamil Nadu.**
- 2. Principal Secretary, School Education Department, Government
of Tamil Nadu, Rina Road, Fort St. George, Secretariat, Chennai,
Tamil Nadu - 600009.**

Case No. 315 of 2020

09.03.2022

Present: Mr. Presley Mathai, Advocate for the petitioner.

Mr. Presley Mathai, Advocate appeared on behalf of the petitioner institution.

Learned Counsel for the petitioner prayed to grant him last opportunity to comply with the Commission's earlier Order dated 08.09.2020. In the interest of justice, last opportunity is granted.

Learned Counsel for the petitioner prayed for a longer date in this case. In the interest of justice, on the request of learned counsel for the petitioner, list the case on 28.07.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

RS

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

**Spartan Exclusive School, 11th Block, Mogappair, Chennai - 600037,
Tamil Nadu.**

Vs.

- 1. The Director of Matriculation School, DPI Campus, College Road, Chennai, Tamil Nadu.**
- 2. Principal Secretary, School Education Department, Government of Tamil Nadu, Rina Road, Fort St. George, Secretariat, Chennai, Tamil Nadu - 600009.**

Case No. 316 of 2020

09.03.2022

Present: Mr. Presley Mathai, Advocate for the petitioner.

Mr. Presley Mathai, Advocate appeared on behalf of the petitioner institution.

Learned Counsel for the petitioner prayed to grant him last opportunity to comply with the Commission's earlier Order dated 08.09.2020. In the interest of justice, last opportunity is granted.

Learned Counsel for the petitioner prayed for a longer date in this case. In the interest of justice, on the request of learned counsel for the petitioner, list the case on 28.07.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

RS

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

**Mount Carmal Convent R.C.L.P.S., Thangassery, Kollam
District, Kerala - 691007.**

Vs.

- 1. Secretary, General Education Department, Government of
Kerala, Thiruvananthapuram, Kerala – 695001**
- 2. Director Directorate of Minority welfare Government of
Kerala, 4th floor, Vikas Bhavan, Thiruvananthapuram,
695033.**

Case No. 317 of 2020

09.03.2022

Present: 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 envelope and postage charges to
the learned counsel for the petitioner.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

RS

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

**R.K. Girls College & RK.T.T. College, Borawar Tehsil, Makrana Dt.,
Nagaur Rajasthan.**

Vs.

**Principal Secretary, Government of Rajasthan, Department of
Minority Affairs & Waqf, Room No. 1108, Main Building, Government
Secretariat, Rajasthan, Jaipur - 302005.**

Case No. 333 of 2020

09.03.2022

Present: None.

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

On previous occasions dated 03.02.2021 and 27.10.2021, none appeared on behalf of the petitioner, even in second round.

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

The Hon'ble Supreme Court in Civil Appeal No. 3945 of 2018 in case of Sisters of St. Joseph of Cluny vs. The State of West Bengal and Ors. vide order dated 18.04.2018, has held that any person who desires to establish 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.

Petitioner has not complied with the Commission's earlier order dated 15.09.2020.

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

Hence, the petition is dismissed in default.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

DR. SHAHID AKHTER

MEMBER

RS

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

**Hayat Unani Medical College & Research Centre, hayat Complex,
Hardoi Road, Sirkori, Kakori, Lucknow, Uttar Pradesh- 226101.**

Vs.

**Principal Secretary, Higher Education, Department of Education,
Government of Uttar Pradesh, Bahu Khandi, Secretariat, Lucknow,
Uttar Pradesh- 226001.**

Case No. 349 of 2020

09.03.2022

Present: Mr. Mohd. Arif for the petitioner.

Mr. Mohd. Arif appeared on behalf of the petitioner institution and filed his authorization letter which is taken on record.

Mr. Mohd. Arif again prayed for time to comply with the Commission's earlier order dated 28.10.2021. In the interest of justice, time prayed for is allowed.

List on 19.05.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

RS

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

Pioneer Public School, Sector-R, Mahalaxmi Nagar, Opposite Sai Kripa Colony, Ring Road, Indore, Madhya Pradesh- 452010.

Vs.

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

Case No. 350 of 2020

09.03.2022

Present: Mr. Prashant Jain, for the petitioner.
None for the Respondent.

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

Mr. Prashant Jain appeared on behalf of the petitioner institution.

Petitioner has sent by post eleven documents along with covering letter dated 23.11.2021, which are received in the Commission's Office on dated 25.11.2021 and are taken on record.

Respondent has granted NOC in favour of the petitioner institution.

Heard the petitioner.

Reserved for Orders.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

RS

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

Asaf Ali, Secretary, Amanat Ali Inter College, Edalhatu, Bundu, Ranchi, Jharkhand.

Vs.

- 1. Secretary, Human Resource Development Department, Government of Jharkhand.**
- 2. Director, Secondary Education, Under School Education & Literacy Department, 3rd Floor, MDI Building, S.E. & L. Department behind Project Bhawan, Post - Dhurwa, District - Ranchi, Jharkhand - 834004.**
- 3. President - Amanat Ali Inter College, AT + PO Edalhatu, PS - Bundu, District - Ranchi, Jharkhand.**
- 4. Principal- Amanat Ali Inter College, AT + PO Edalhatu, PS - Bundu, District - Ranchi, Jharkhand.**

Al Momin Social And Educational Welfare Society, Ali Market, Karbala Chowk, Ranchi-834001 as intervener.

Misc Case No.15 of 2020

09.03.2022.

Present: Mr. Shyam Agarwal, Advocate for the petitioner
Mr. Feroze Ahmad, Advocate for Respondent No.4
Mr. Saif Ali Ansari, Advocate for the Intervener.

Mr. Shyam Agarwal appeared on behalf of the petitioner and prayed for time to comply with the Commission's earlier order dated 15.10.2020. In the interest of justice, time prayed for is allowed.

Mr. Feroze Ahmad, Advocate appeared on behalf of Principal, Md. Mozahir Anwar i.e. Respondent No.4.

Mr. Saif Ali Ansari, Advocate appeared on behalf of the Intervener i.e Al Momin Social And Educational Welfare Society and prayed for time to file his reply and certain documents.

Mr. Md. Mozahir Anwar has on dated 02.11.2021, filed a letter and also two applications alongwith annexure before the Commission's office which are taken on record.

Learned counsel for the petitioner is directed to provide a copy of complaint alongwith annexure to the Respondent No.4.

Sh. Abid Ali, Secretary of Al Momin Social And Educational Welfare Society has also filed a letter before the Commission's office on dated 02.11.2021, with the request that Md. Mozahir Anwar is the authorized person to appear as Respondent No.4, which is also taken on record.

After compliance of Commission's earlier order dated 15.10.2020, office is directed to send notice to respondent No.1,2 and 3 by registered AD/e-mail.

At the request of the Learned counsel for respondent No. 4, list on 25.05.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

RS

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

St. Xavier's Primary School, Thasra, Kheda, Gujarat- 388250.

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, Ganshinagar, Gujarat-382010.**

Case No. 45 of 2021

09.03.2022

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

Learned Counsel for the petitioner again prayed for last opportunity to comply with the Commission's earlier Orders dated 04.02.2021 and 28.10.2021. In the interest of justice, last opportunity is granted.

List on 19.05.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

RS

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

St. Marthas Bethany Vidyalaya, Rurka, Mullanpur, Lishiana, Punjab-141101.

Vs.

Director of Public Instruction (SE) Pnnjab Block E, Vidya Bhawan, 4th Floor Complex Punjab School Education Board, Sector- 62, S.A.S. Nagar

Case No. 46 of 2021

09.03.2022.

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

Learned Counsel for the petitioner again prayed for last opportunity to comply with the Commission's earlier Orders dated 04.02.2021 and 28.10.2021. In the interest of justice, last opportunity is granted.

List on 19.05.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

RS

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

Sir Syed Balika Inter, Ghauspur, Mahul, District - Azamgarh, Uttar Pradesh - 223225.

Vs.

- 1. Secretary, Room No. – 19, 3rd Floor, Sachiv Bhavan, Uttar Pradesh Secretariat, Lucknow, Uttar Pradesh – 226001.**
- 2. Additional Chief Secretary, Department of Higher Education, Government of Uttar Pradesh, Bahu Khandi, Secretariat, Lucknow, Uttar Pradesh - 226001.**

Case No. 47 of 2021

09.03.2022

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

Mr. Junais P., Advocate appeared on behalf of the petitioner and prayed for time to file his Vakalatnama as well as certain documents and also to comply with the Commission's earlier order dated 09.02.2021. In the interest of justice, time prayed for is allowed

Petitioner has on dated 02.11.2021, again filed 05 sets of MSC applications along with two envelopes and covering letter dated 25.10.2021, which are taken on record.

In the interest of justice, list on 19.05.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

RS

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

**St. Xavier's English Medium School, Umreth, Anand District, Gujarat
- 388220.**

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. 48 of 2021

09.03.2022.

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

Learned counsel for the petitioner again prayed for time to comply with the Commission's earlier order dated 02.11.2021. In the interest of justice, time prayed for is allowed

List on 24.05.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

RS

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

**St. Maria De Mattias School, Ring Road Junction, Srirampura,
Mysore, Karnataka - 570008.**

Vs.

- 1. Principal Secretary, Education Deptt. (Primary & Secondary Education), Govt. of Karnataka, Sixth Floor, Multi-Storeyed Building, Bengaluru – 560001**
- 2. Additional Chief Secretary, Education Department (Higher Education), Government of Karnataka, Sixth Floor, Multi-Storeyed Building, Bengaluru - 560001.**

Case No. 49 of 2021

09.03.2022

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

Learned Counsel for the petitioner has on dated 02.03.2022, filed 08 documents before the Commission's Office, which are taken on record.

We have perused the case file and it is observed that in compliance of the Commission's earlier order notices were issued to both of the respondents and as per the previous order sheet dated 02.11.2021, despite service of registered notice and e-mail, none was present on behalf of both the respondents.

Despite registered notice and e-mail to the respondent, we have not received any response/reply from the State Competent Authority. In the facts and circumstances of the case we deem it just and proper that physical inspection report alongwith the recommendations may be obtained from the Committee constituting of the following members for issuance of the minority status certificate to the petitioner institution:-

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

Office is directed to issue letter to the above authorities.

In the interest of justice, list on 24.05.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

RS

