

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

Delhi College, Gram Richadiya, Dewan, Khedi, Behind Maa Dayalu Ware House, Kannod Road Ashta, Sehore District, Ashta Sehore, Madhya Pradesh.

V/s.

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

Case No. 1154 of 2018

05.10.2021

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

Order dictated separately and pronounced, which reads as under:

“Relying on the said unrebutted evidence produced on behalf of the petitioner, we find and hold that Delhi College, Gram Richadiya, Dewan Khedi Road, Behind Maa Dayalu Ware House, Kannod Road Ashta, Sehote District, Ashta Sehore, Madhya Pradesh - 466116 run by Comienzo Educational Samajik Lok Kalyan Samiti is eligible for grant of minority status on religious basis. The evidence also proves that the said educational institution was established with the main objective of sub-serving the interests of the Muslim minority community.

Consequently, Delhi College, Gram Richadiya, Dewan Khedi Road, Behind Maa Dayalu Ware House, Kannod Road Ashta, Sehote District, Ashta Sehore, Madhya Pradesh -466116 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, file resolution of the General Body of the Society to authorize Shri Sajid Ahmed, Chairman of Comienzo Educational Samajik Lok Kalyan Samiti for obtaining MSC from this Commission and also file updated recognition certificate”.

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

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

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Nahar Public School, Karmadi Naka, Ratlam, Saraswati Nagar,
Madhya Pradesh – 432052.**

V/s.

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

Case No. 1155 of 2018

05.10.2021

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

Order dictated separately and pronounced, which reads as under:

“Relying on the said unrebutted evidence produced on behalf of the petitioner, we find and hold that Nahar Public School, Karmadi Naka, Ratlam, Saraswati Nagar, Madhya Pradesh-432052 run by Vidhyarthi Sanskar Samiti is eligible for grant of minority status on religious basis. The evidence also proves that the said educational institution was established with the main objective of sub-serving the interests of the Jain minority community.

Consequently, Nahar Public School, Karmadi Naka, Ratlam, Saraswati Nagar, Madhya Pradesh-432052 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 institution would file resolution of the General Body of the Society to authorize Shri Mahohar Singh Nahar, Secretary of the Vidhyarthi Sanskar Samiti for obtaining MSC from this Commission”.

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

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

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Holy Trinity Public School, Ranjit nagar, Ettayapuram Road,
Thittankulam, Kovilpatti Taluk, District – Thoothukudi, Tamil
Nadu.**

V/s.

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

Case No. 11 of 2019

05.10.2021

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

Order dictated separately and pronounced, which reads as under:

“Relying on the said unrebutted evidence produced on behalf of the petitioner, we find and hold that Holy Trinity Public School, Ranjit Nagar, Ettayapuram Road, Thittankulam, Kovilpatti Taluk, Thoothukudi District, Tamil Nadu-628501 run by Young Christian Educational Fellowship 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, Holy Trinity Public School, Ranjit Nagar, Ettayapuram Road, Thittankulam, Kovilpatti Taluk, Thoothukudi District, Tamil Nadu-628501 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 also file resolution of the General Body of the Trust to authorize Shri R. Selvaraj, S/o Shri C. Ranjit Managing Trustee of Young Christian Educational Fellowship Trust for obtaining MSC from this Commission”.

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

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

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Iqra Matriculation School, Dharmar Garden, Azeez Nagar,
Aruppudottai, Virudhnagar District, Tamil Nadu.**

V/s.

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

Case No. 130 of 2019

05.10.2021

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

Learned Counsel for the petitioner again prayed for time to
comply with the Commission's Order dated 26.08.2021.

It transpires from the petition that out of total 331 students, 320
students are from Muslim Minority Community.

List on 08.12.2021.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Adarsh Jeevan Mahavidhyalaya, Village and Post - Amol (Patha),
Tehe - Karera, District - Shivpuri, Madhya Pradesh.**

V/s.

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

Case No. 146 of 2019

05.10.2021

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

Learned Counsel for the petitioner again prayed for time to
comply with the Commission's Order dated 26.08.2021.

List on 08.12.2021.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Peace International School, Ayitty Junction, Trikaripur,
Kasargod, Kasargod, Kerala.**

V/s.

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

Case No. 166 of 2019

05.10.2021

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

It also transpires from the record that Suleman Aboobacker, Chairman of the petitioner Trust has filed application for grant of MSC and same person has applied for grant of NOC under Section 10 of NCMEI Act on dated 20.11.2018 filed before the State Competent Authority but signature on said application and on declaration of the petition for MSC is quite different.

During the course of hearing, learned counsel for the petitioner has filed one another copy of application dated 20.11.2018, the same is quite different from the copy of application dated 20.11.20218 filed before the Commission along with original petition, which is taken on record.

Learned Counsel for the petitioner prayed for time to comply with the Commission's earlier Order dated 26.08.2021 and file explanation for the controversy.

It transpires from the petition that out of total 670 students, 659 students are from Christian Minority Community.

Learned Counsel for the petitioner is directed to file general body resolution of Trust to obtain Minority Status Certificate from this Commission.

List on 08.12.2021.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**National Public Senior Secondary School, Indrapuri Colony,
bettiah West Champaran District, Bihar.**

V/s.

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

Case No. 237 of 2019

05.10.2021

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

Order dictated separately and pronounced, which reads as under:

“Relying on the said unrebutted evidence produced on behalf of the petitioner, we find and hold that National Public Senior Secondary School, Indrapuri Colony, Bettiah, West Champaran District, Bihar-845438 run by Millia 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 Muslim minority community.

Consequently, National Public Senior Secondary School, Indrapuri Colony, Bettiah, West Champaran District, Bihar-845438 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 and also file resolution of the General Body of the Trust to authorize Shri Mohammad Ali, Secretary, Millia Educational Trust for obtaining MSC from this Commission”.

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

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

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**St. Arnold's English Medium High School, Megh Nagar, District
- Jhabua, Madhya Pradesh - 457779**

V/s.

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

Case No. 693 of 2019

05.10.2021

Present: Mr. Ankur Jaitely, Advocate for the petitioner.

Learned Counsel for the petitioner again prayed for time for file his Vakalatnama and also to comply with the Commission's earlier Order dated 13.11.2019.

It transpires from the petition that out of total 1407 students, 222 students are from Christian Minority Community.

Learned Counsel for the petitioner is directed to file general body resolution of Society to obtain Minority Status Certificate from this Commission.

List on 22.02.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Vimal Jyothi Public School, Mlamala, Thengakal P.O.,
Vandiperiyar, Iddukki Dt., Kerala.**

Vs.

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

Case No. 764 of 2019

05.10.2021

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

Order dictated separately and pronounced, which reads as under:

“In view of the 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 11.03.2019. 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**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**St. Patrick's Higher Secondary School, Alundur, Fathima Nagar
P.O., Trichy Dt., Tamil Nadu.**

Vs.

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

Case No. 774 of 2019

05.10.2021

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**

**A.M.L.P. School, Thiruvizhamkunnu, Kacheriprambu P.O., Via
Alanallur, Palakkad Dt., Kerala.**

Vs.

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

Case No. 775 of 2019

05.10.2021

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

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

Leave and liberty is granted.

The petition is disposed of as withdrawn.

Office is directed to return the envelope and postal stamps to the
Learned Counsel for the petitioner.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

St. Raphael's Public School, Kallur P.O., Thrissure Dt., Kerala.

Vs.

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

Case No. 778 of 2019

05.10.2021

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

Learned counsel for the petitioner filed three documents by hand, before the Commission's Office on dated 07.01.2021, which are taken on record.

Heard, learned counsel for the petitioner.

Put the case for Order on 08.10.2021.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

St. Thomas English School, Dhaneti Ratnal Road, Dhaneti Village, Bhuj Taluka, kutch Dt., Gujarat.

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 Meheta Bhawan, Gandhinagar, Gujarat-382010.**

Case No. 779 of 2019

05.10.2021

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

Learned counsel for the petitioner filed three documents by hand, before the Commission's Office on dated 07.01.2021, which are taken on record.

Respondent has sent a letter dated 15/18.09.2021 by post, which is received in the Commission's Office on dated 27.09.2021, is taken on record.

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

Leave and liberty is granted.

The petition is disposed of as withdrawn.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Nirmala English Medium School, kanchghar Chowk, East
Ghamapur, Jabalpur, Madhya Pradesh.**

Vs.

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

Case No. 780 of 2019

05.10.2021

Present: Mr. Ankur Jaitely, Advocate for the petitioner.
None for the respondent.

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

Petitioner has already filed original copy of the letter dated 21.06.2019 by post, which is already taken on record.

Respondent has sent by post a letter dated 17.08.2021 and copy of same letter by email also, which are taken on record.

Office is directed to provide copy of the said letter to the learned Counsel for the petitioner

It transpires from the petition that out of total 620 students, 26 students are from Christian Minority Community.

Learned Counsel for the petitioner is directed to file general body resolution of Society to obtain Minority Status Certificate from this Commission.

Learned Counsel for the petitioner is directed to submit census statistics related to Christian minority in the Madhya Pradesh State.

List on 22.02.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**St. Ann's Nursery and Primary School, P.T.C. Post, Perungudi,
Madurai District, Tamil Nadu**

V/s.

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

Case No. 781 of 2019

05.10.2021

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

Learned counsel for the petitioner filed six documents by hand, before the Commission's Office on dated 07.01.2021, which are taken on record.

Learned counsel for the petitioner prayed for time to file an application.

It transpires from the petition that out of total 310 students, only 03 students are from Christian Minority Community.

Learned Counsel for the petitioner is directed to submit census statistics related to Christian minority in the Tamil Nadu State.

It also transpires from the record, that the petitioner has also applied before the State Competent Authority for grant of Minority Status Certificate and that the 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.

Learned Counsel for the petitioner is directed to file general body resolution of Society to obtain Minority Status Certificate from this Commission.

List on 23.02.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

Ebenezer Matriculation School, No. 25, Jawaharial Street, New Perungalathur, Chennai, Tamil Nadu.

Vs.

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

Case No. 782 of 2019

05.10.2021

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

Learned counsel for the petitioner filed two documents by hand, before the Commission's Office on dated 07.01.2021, which are taken on record.

Learned counsel for the petitioner prayed for time to file an application.

It transpires from the petition that out of total 1016 students, 73 students are from Christian Minority Community.

Learned Counsel for the petitioner is directed to file general body resolution of Trust to obtain Minority Status Certificate from this Commission.

List on 23.02.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Jothi Dharman Assissi Hr. Sec. School, Sathangudi P.O.,
Madurai Dt., Tamil Nadu.**

Vs.

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

Case No. 783 of 2019

05.10.2021

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

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

Learned counsel for the petitioner filed five documents by hand, before the Commission's Office on dated 07.01.2021, which are taken on record.

Learned Counsel for the petitioner submitted that this institution is up to higher secondary and prayed for time to file Recognition/Affiliation Certificate of the State/Central Board of Secondary Education (CBSE).

It transpires from the petition that out of total 568 students, 05 students are from Christian Minority Community.

Learned Counsel for the petitioner is directed to file general body resolution of Society to obtain Minority Status Certificate from this Commission.

List on 23.02.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**St. Anne's Nursery and Primary School, Thiruvalluvar Nagar,
Lalgudi, Trichy Dt., Tamil Nadu.**

Vs.

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

Case No. 784 of 2019

05.10.2021

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

Learned counsel for the petitioner filed seven documents by hand,
before the Commission's Office on dated 07.01.2021, which are taken on
record.

Learned counsel for the petitioner prayed for time to file an
application.

It transpires from the record, 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.

It transpires from the petition that out of total 630 students, 150
students are from Christian Minority Community.

Learned Counsel for the petitioner is directed to file general body
resolution of Society to obtain Minority Status Certificate from this
Commission.

List on 23.02.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**St. Anne's Matriculation Higher Secondary School, 23, Gandhi
nagar, Kumbakonam, Thanjavur Dt., Tamil Nadu.**

Vs.

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

Case No. 785 of 2019

05.10.2021

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

Learned counsel for the petitioner filed seven documents by hand,
before the Commission's Office on dated 07.01.2021, which are taken on
record.

Learned counsel for the petitioner prayed for time to file an
application.

It transpires from the record, 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.

It transpires from the petition that out of total 2332 students, 278
students are from Christian Minority Community.

Learned Counsel for the petitioner is directed to file general body
resolution of Society to obtain Minority Status Certificate from this
Commission.

List on 23.02.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Arul Malar Matric. Hr. Sec. School, K.K. Nagar, Madurai Dt.,
Tamil Nadu.**

Vs.

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

Case No. 787 of 2019

05.10.2021

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

Learned counsel for the petitioner filed six documents by hand, before the Commission's Office on dated 07.01.2021, which are taken on record.

Learned counsel for the petitioner filed an 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. He has also filed a copy of the above along with an envelope and postal stamp, submitted by hand before the Commission's Office on dated 30.09.2021, which are taken on record.

Office is directed to issue notice of the above application to the respondent.

It transpires from the petition that out of total 1027 students, 106 students are from Christian Minority Community.

It also transpires from the record, 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.

Learned Counsel for the petitioner is directed to file general body resolution of Society to obtain Minority Status Certificate from this Commission.

List on 24.02.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**St. John's English School, New No. 18th Cross, Srirampura
Road, Amrutha Halli, Bangalore, Karnataka.**

Vs.

- 1. Principal Secretary to Govt., Education Deptt.,
Government of Karnataka, 6th Floor, Multi Storied
Building, Bangalore, Karnataka.**
- 2. Additional Chief Secretary to, Government, Education
Department, (Higher Education), Govt. of Karnataka, Sixth
Floor, Multi-storeyed Building, Bengaluru-560001.**

Case No. 796 of 2019

05.10.2021

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.

Office is directed to return the envelope and postal stamps to the
Learned Counsel for the petitioner.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Hafiz Rahmat Khan Degree College, Saraini Turkunia, Amaria,
Pilibhit, Uttar Pradesh - 262001**

V/s.

**Principal Secretary, Higher Education, Department of
Education, Bahu Khandi, Secretariat, Lucknow, Uttar Pradesh**

Case No. 302 of 2020

05.10.2021

Present: Mr. Asif Khan, Teacher for the petitioner.

In compliance of email of this Commission sent to petitioner institute, Mr. Asif Khan, Teacher appeared on behalf of the petitioner institution.

Petitioner again prayed for time to comply with the Commission's earlier Order dated 03.09.2020.

It transpire from the record that application for grant of MSC was filed by the Mr. Riaz Ahmed, Manager of the Trust and application for grant of NOC dated 28.08.2019 submitted before the State Competent authority was filed by Principal of the petitioner institution, which is a photocopy not original.

Petitioner has also not filed any acknowledgement and tracking report of letter dated 28.08.2019 for grant of NOC.

Petitioner has not filed Unique ID issued by Niti Ayog, NGO Darpan portal.

Petitioner has also directed to submit updated recognition/ affiliation from the concerned University and General body resolution of the Trust to obtain Minority Status Certificate from this Commission.

List on 24.02.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

Hafiz Rahmat Khan Degree College, Chandoi, Pilibhit, Uttar Pradesh - 262001

V/s.

Principal Secretary, Higher Education, Department of Education, Bahu Khandi, Secretariat, Lucknow, Uttar Pradesh

Case No. 303 of 2020

05.10.2021

Present: Mr. Asif Khan, Teacher for the petitioner.

In compliance of email of this Commission sent to petitioner institution, Mr. Asif Khan, Teacher appeared on behalf of the petitioner institution.

Petitioner again prayed for time to comply with the Commission's earlier Order dated 03.09.2020.

It transpire from the record that application for grant of MSC was filed by the Mr. Riaz Ahmed, Manager of the Society and application for grant of NOC dated 28.08.2019 submitted before the State Competent authority was filed by Principal of the petitioner institution, which is a photocopy not original.

Petitioner has also not filed any acknowledgement and tracking report of letter dated 28.08.2019 for grant of NOC.

Petitioner has not filed Unique ID issued by Niti Ayog, NGO Darpan portal.

Petitioner has also directed to submit updated recognition/ affiliation from the concerned University and General body resolution of the Society to obtain Minority Status Certificate from this Commission.

List on 24.02.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**St. Elizabeth English Medium School, Ponganamkad, Kurichikkara
P.O., Thrissur District, Kerala - 680028**

V/s.

- 1. Secretary, General Education Department,
Thiruvananthapuram, Kerala & Ors.**
- 2. Director Directorate of Minority Welfare Government of
Kerala, 4th Floor, Vikas Bhawan, Thiruvananthapuram-
695033**

Case No. 304 of 2020

05.10.2021

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

Order dictated separately and pronounced, which reads as under:

“In view of the 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 12.03.2019. 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**

**DR. SHAHID AKHTER
MEMBER**

SR