

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

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

V/s.

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

Case No. 336 of 2019

14.09.2022

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

Learned counsel for the petitioner filed notarized copy of Amended Memorandum of Association along with Present Governing Members List by hand, before the Commission's Office on dated 07.09.2022, which is 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**

**Don Bosco Higher Secondary School, 130, Madhavaram High Road,
Perambur, Chennai, Tamil Nadu**

V/s.

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

Case No. 357 of 2019

14.09.2022

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

Learned counsel for the petitioner filed three documents and an application under Order VIII Rule 09 of 151 C.P.C. read with Section 12 of NCMEI Act, 2004 by hand, before the Commission's Office on dated 07.09.2022, which are taken on record.

Learned counsel for the petitioner is directed to file proper envelope and postal stamps for issue notice of the above application to the respondent.

After compliance of the above order by learned counsel for the petitioner, Office is directed to issue notice of the above application to the respondent by regd. A.D./email..

In the interest of justice, list on 18.10.2022.

**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 Matriculation Higher Secondary School, Pannur,
Thiruvallur District, Tamil Nadu**

V/s

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

Case No. 361 of 2019

14.09.2022

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

Learned counsel for the petitioner filed five documents and an application under Order VIII Rule 09 of 151 C.P.C. read with Section 12 of NCMEI Act, 2004 to accept the Rejoinder Affidavit. He has also filed a copy of the above application along with an envelope and postal stamp by hand, before the Commission's Office on dated 08.09.2022, which are taken on record.

Office is directed to issue notice of the above application to the respondent by regd. A.D./email.

In the interest of justice, list on 19.10.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**St. Joseph's International School for Excellence, Tarasevania, Near
Pravalia Sadak, Bhopal, Madhya Pradesh.**

V/s.

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

Case No. 439 of 2019

14.09.2022

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

Despite letter to the Chief Secretary, Government of Madhya Pradesh, Physical Inspection Committee has not sent any Physical Inspection Report.

In compliance of Commission's earlier Order dated 11.01.2022, Office has sent letter to the Members of Physical Inspection Committee. Despite giving reminders to the Members of Physical Inspection Committee and a letter to Chief Secretary, Government of Madhya Pradesh, we have not received physical inspection report.

Respondent has sent a letter dated 08.09.2022 by email, which was received in the Commission's Office on dated 09.09.2022 and is 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. Joseph School, Pitesur Road, Mahada Colony, Godhni, Nagpur
Dt., Maharashtra.**

Vs.

**Deputy Secretary, Minorities Development Department, Room No.
715, Mantralaya (Annexe), Mumbai-32.**

Case No. 716 of 2019

14.09.2022

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

Learned counsel for the petitioner does not want to file any
counter of Respondent letter dated 27.04.2022.

Learned counsel for the petitioner submitted that he has filed
certified copies of all the relevant documents before this Commission.

Physical Inspection Report is already on record.

Now, fix the case for final arguments on 02.11.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Loyola Kendriya Vidyalaya, Salagon Village, Mundgod Taluk, Sirsi,
Uttara Kannada Dt., Karnataka.**

Vs.

**Principal Secretary, Education Deptt. (Primary and Secondary
Education), Government of Karnataka, Sixth Floor, Multi-storeyed
Building, Bengaluru560001**

Case No. 717 of 2019

14.09.2022

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

Learned counsel for the petitioner submitted that earlier petitioner institution is established and administered primarily for Catholics but thereafter, they have amended the clause for Christian minority community. On which date they have amended the clause is not clear by the document filed by the learned counsel for the petitioner on dated 20.07.2022.

Learned counsel for the petitioner also not able to convince that on which date Objects clause of the petitioner institution was amended. Even there is no date on the verification by Deputy Registrar of Cooperative Societies.

Learned counsel for the petitioner prayed for time to submit some more relevant document to clarify the abovementioned position.

In the interest of justice, list on 13.10.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Oxford English School, Mutlur Bypass, Thillainayagapuram, Near
Vandigate, Chdambaram Taluk, District - Cuddalore, Tamil Nadu –
608001**

V/s.

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

Case No. 50 of 2020

14.09.2022

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

Despite sending letter by post and email to the members of Physical Inspection Committee, we have not received any response/physical inspection report 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 before 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 provide all the relevant documents to the members of Physical Inspection Committee.

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

List on 09.11.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

National Institute of Fire & Safety Engineering & Technology, No. 4&26/2, College, Road, Subramaniyapuram, Karaikudi, Sivaganga District, Tamil Nadu - 630002

V/s.

Principal Secretary, Higher Education Department, Government of Tamil Nadu, Rina Road Fort St. George, Secretariat, Chennai, Tamil Nadu – 600009

Case No. 51 of 2020

14.09.2022

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

Learned counsel for the petitioner again prayed for time to file an application and to comply with the Commission's earlier order dated 16.01.2020.

List on 09.11.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Bhagwat Senior Secondary School, Buddh Nagar, Bamhaur, Village &
P.O. - Bamhaur (KHAS), Kaimur District, Bihar - 821109.**

Vs.

**Secretary, Human Resource Development Department, Government
of Bihar, Secretariat, Patna, Bihar - 800015.**

Case No. 297 of 2020

14.09.2022

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

Though the case is for final arguments but learned counsel for the petitioner prayed for time to argue the case because there are many deficiencies in this case.

In the interest of justice, list on 10.11.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

Madarsa Kamarunisa Islamia Education, Mitawali, Etmadpur, Agra, Uttar Pradesh - 283202.

Vs.

- 1. Principal Secretary, School Education, Department of Education, Govt. of Uttar Pradesh.**
- 2. Additional Chief Secretary, Department of Higher Education, Government of Uttar Pradesh, Bahu Khandi, Secretariat, Lucknow, Uttar Pradesh - 226001.**

Case No. 338 of 2020

14.09.2022

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

Despite sending letter by post and email to the members of Physical Inspection Committee, we have not received any response/physical inspection report 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 before 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 provide all the relevant documents to the members of Physical Inspection Committee.

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

List on 10.11.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

Damien Public School, Diravianagar, Nilakottai, Dindigul Dt., Tamil Nadu.

Vs.

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

Case No. 365 of 2020

14.09.2022

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

Despite sending letter by post to the members of Physical Inspection Committee, we have not received any response/physical inspection report 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 before 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 provide copy of all the relevant documents to the members of Physical Inspection Committee.

Learned counsel for the petitioner submitted that he has filed certified copies of all the relevant documents before this Commission,

List on 10.11.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

Madrassa Makhdoomiya Sirajul Uloom Jajmau, Kanpur, Uttar Pradesh.

Vs.

1. Deputy Director, Minority Welfare Department, 6th Floor, Indira Bhawan, Lucknow, UP.

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

Case No. 366 of 2020

14.09.2022

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

Mr. Afzal Ahmed has filed an application dated 06.09.2022 on which Mr. Laiq Khan, Secretary of Anjuman Makhdoomiya Sirajul Uloom Jajmau Society has signed and affixed seal and submitted that they want to withdraw the case with immediate effect before the Commission which is taken on record.

Mr. Junais P., Advocate appeared on behalf of the petitioner and 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.C.M. Boys Primary School, Surada, Ganjam, Odhisha - 761108.

Vs.

**Director, Elementary Education, 5th Floor, HOD Building, Unit - V,
Bhubaneswar - 01, Khordha, Odisha – 751001.**

Case No. 413 of 2020

14.09.2022

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

Despite reminder by post and e-mail to the members of the Physical Inspection Committee, we have not received any response/Physical inspection report from the members of the said Committee.

Office is directed to again issue reminder letter by post and e-mail to the members of the Physical Inspection Committee for sending the report positively before the next date of hearing.

Secretary of the Commission is also directed to send a letter to the Chief Secretary, Govt. of Odisha for sending the inspection report in compliance of the Commission's earlier Order dated 20.04.2022 because learned counsel for the petitioner has submitted that the Officers of Govt. of Odisha are denying to send physical inspection report without the order of the State Government.

Copy of both the letters be supplied to the learned counsel for the petitioner.

Learned Counsel for the petitioner is directed to approach the members of the Physical inspection Committee and also, if possible to the Chief Secretary, State of Odisha and provide all the relevant documents to them for sending the report before next date of hearing.

Learned counsel for the petitioner submitted that petitioner has filed certified copies of all the relevant documents.

List on 10.11.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

RS

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

**St. Joseph's English Medium School, Dolo Tank Road, Paralakhemundi,
Gajapati, Odisha - 760001.**

Vs.

**Director, Elementary Education, 5th Floor, HOD Building, Unit - V,
Bhubaneswar - 01, Khordha, Odisha – 751001.**

Case No. 414 of 2020

14.09.2022

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

Despite reminder by post and e-mail to the members of the Physical Inspection Committee, we have not received any response/Physical inspection report from the members of the said Committee.

Office is directed to again issue reminder letter by post and e-mail to the members of the Physical Inspection Committee for sending the report positively before the next date of hearing.

Secretary of the Commission is also directed to send a letter to the Chief Secretary, Govt. of Odisha for sending the inspection report in compliance of the Commission's earlier Order dated 20.04.2022 because learned counsel for the petitioner has submitted that the Officers of Govt. of Odisha are denying to send physical inspection report without the order of the State Government.

Copy of both the letters be supplied to the learned counsel for the petitioner.

Learned Counsel for the petitioner is directed to approach the members of the Physical inspection Committee and also, if possible to the Chief Secretary, State of Odisha and provide all the relevant documents to them for sending the report before next date of hearing.

Learned counsel for the petitioner submitted that petitioner has filed certified copies of all the relevant documents.

List on 10.11.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

RS

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

**Catholic Mission Nirmala Girls High School, Adava (Via), Adava P.S.,
Aligonda P.O., Gajapati District, Odisha - 761217.**

Vs.

**Director, Secondary Education, 6th Floor, HOD Building, Unit-V,
Bhubaneswar, Khordha, Odisha - 751001.**

Case No. 80 of 2021

14.09.2022

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**

De Paul School, Hatigarh, Hatigarh P.O., Raibania P.S., Jaleswar Block, Balasore District, Odisha - 756033.

Vs.

Director, Secondary Education, 6th Floor, HOD Building, Unit-V, Bhubaneswar, Khordha, Odisha - 751001.

Case No. 81 of 2021

14.09.2022.

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**

**Christo Jyoti U.P. School, Allada, Allada P.O., Kashinagar P.S.,
Kashinagar Block, Gajapati District, Odisha - 761206.**

Vs.

**Director, Elementary Education, 5th Floor, HOD Building, Unit-V,
Bhubaneswar, Khordha, Odisha - 751001.**

Case No. 82 of 2021

14.09.2022.

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**

**Catholic Mission Nirmala Girls U.P. School, Adava (via), Adava P.S.,
Aligonda P.O., Gajapati District, Odisha - 761217.**

Vs.

**Director, Elementary Education, 5th Floor, HOD Building, Unit-V,
Bhubaneswar, Khordha, Odisha - 751001.**

Case No. 83 of 2021

14.09.2022.

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**

Vidya Jain Public School, Sector - 6, Rohini, Delhi - 110085.

Vs.

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

Case No. 234 of 2021

14.09.2022

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

Despite letter by post and e-mail to the members of the Physical Inspection Committee, we have not received any response/Physical inspection report from the members of the said Committee.

Office is directed to issue reminder letter by post and e-mail to the members of the Physical Inspection Committee for sending the report positively before the next date of hearing.

Office is also directed to provide a copy of the reminder 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 members of the said Committee.

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

In the interest of justice, list on 09.11.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

RS

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

**St. John's Matriculation Higher Secondary School, No. 15, New Colony,
Alwarthirunagar, Chennai, Tamil Nadu - 600087.**

Vs.

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

Case No. 73 of 2022

14.09.2022

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

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

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 and also to provide a copy of the letter to the learned counsel for the petitioner.

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.

Learned Counsel for the petitioner prayed for time to file updated recognition/affiliation from the Central/ State Examination Board.

List on 10.11.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

RS

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

**St. Anne's High School, Chintapalli P.O., Visakhapatnam District,
Andhra Pradesh - 531111.**

Vs.

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

Case No. 74 of 2022

14.09.2022

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

Despite service of notice by registered post and e-mail, we have not received any response/ reply from the respondent.

Secretary to Govt. of Andhra Pradesh has written a letter dated 06.09.2022 to the Director of School Education, Vijayawada and sent a copy of same to the Commission, which is received in the Commission's Office on dated 14.09.2022 and is taken on record.

The said letter was received in the Commission by post but the clerk of the Commission, Mrs. Deepika Dahiya has wrongly mentioned on letter "by hand" which is false.

List on 10.11.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

RS

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

**St. Anne's High School (EM), Peda Boddepalli, Naripatnam,
Visakhapatnam District, Andhra Pradesh - 531111.**

Vs.

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

Case No. 75 of 2022

14.09.2022

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

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

Respondent has sent by post Counter Affidavit along with covering letter dated 03.08.2022 which is received in the Commission's Office on dated 22.08.2022 and is taken on record.

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

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

List on 10.11.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

RS

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

14.09.2022

**R.C. St. Joseph's High School, Koothavakkam, OMR, Thiruporur,
Kancheepuram District, Tamil Nadu - 603104.**

Vs.

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

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

An application has been received by hand on 01.09.2022, from R.C. St. Joseph's High School, Koothavakkam, OMR, Thiruporur, Kancheepuram District, Tamil Nadu - 603104, for grant of minority status certificate. It be registered.

It transpires from the petition that on 27.02.2019, the petitioner has applied for grant of No Objection Certificate to the State Competent Authority i.e. Principal Secretary, School Education Department, Government of Tamil Nadu, Rina Road, Fort St. George, Secretariat, Chennai, Tamil Nadu – 600009, which was received by the respondent on 28.02.2019. 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.

Petitioner has filed Resolution passed by the Governing Body to obtain Minority Status Certificate from this Commission and envelope with postage charges for sending notice to the respondent.

It also transpires from the petition that in this Un - aided School during the academic year 2019-20 total 359 students were studying and out of them 52 students were from Christian Minority Community, during the academic year 2020-21 total 418 students were studying and out of them 56 students were from the Christian Minority Community and during the academic year 2021-22 total 345 students are studying and out of them 78 students belongs to the Christian Minority Community and validity period of recognition certificate filed by the petitioner has also expired on 31.05.2022 and issued by the Chief Educational Officer, Chengalpattu District instead of the Central / State Examination Board.

In this case, office has reported that beneficiary clause is available in the MoA but not clearly mentioned that its primarily for the benefit of Christian Minority Community.

Contd..

14.09.2022

R.C. St. Joseph's High School, Tamil Nadu - 603104.

Vs.

Principal Secretary, Tamil Nadu - 600009.

Continue from pre-page.

Learned counsel for the petitioner submitted that petitioner Institute has amended the society MoA and now this Institute is more particular for the social uplift and educational advancement of the Christian population. So this Institute is now primarily for the benefit of the Christian Minority Community. Therefore, objection raised by the office in its report regarding beneficiary clause it ignored.

Learned counsel for the petitioner prayed for time to file updated recognition certificate issued by the Central / State Examination Board.

Office is directed to tag the file no. 19 of 2020 with this case and issue notice to the respondent by registered AD/ e-mail.

In the interest of justice, list on 10.11.2022

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

A.K.

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

14.09.2022

**St. Xavier's School, Sua Ka Bagh, Birondha Road, Dholpur District,
Rajasthan - 328024.**

Vs.

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

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

An application has been received by hand on 02.09.2022, from St. Xavier's School, Sua Ka Bagh, Birondha Road, Dholpur District, Rajasthan - 328024, for grant of minority status certificate. It be registered.

It transpires from the petition that on 07.02.2022, the petitioner has applied for grant of No Objection Certificate to the State Competent Authority i.e. Principal Secretary, Department of Minority Affairs & Waqf, Room No. 1108, Main Building, Government Secretariat, Rajasthan, Jaipur - 302005, which was received by the respondent on 10.02.2022. 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.

Petitioner has filed Resolution passed by the Governing Body to obtain Minority Status Certificate from this Commission and envelope with postage charges for sending notice to the respondent.

It also transpires from the petition that in this Un - aided School during the academic year 2019-20 total 234 students were studying and out of them 03 students were from Christian Minority Community, during the academic year 2020-21 total 232 students were studying and out of them 03 students were from the Christian Minority Community and during the academic year 2021-22 total 246 students are studying and out of them 03 students belongs to the Christian Minority Community.

We have perused the clause no. "X" of the petitioner society's MoA and found that there is no specific language that petitioner society is primarily for the benefit of Christian minority Community.

Learned counsel for the petitioner prayed for time to file some more relevant documents. Time prayed for is allowed.

In the interest of justice, list on 10.11.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

A.K.

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

14.09.2022

St. Xavier's School, Kallar Bhaini, Uklana, District - Hisar, Haryana - 125113.

Vs.

Principal Secretary, School Education, Department for Schools/Primary Schools, Room No. 37, 7th Floor, Haryana Civil Secretariat, Sector - 1, Chandigarh - 160001.

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

An application has been received by hand on 02.09.2022, from St. Xavier's School, Kallar Bhaini, Uklana, District - Hisar, Haryana - 125113, for grant of minority status certificate. It be registered.

It transpires from the petition that on 07.02.2022, the petitioner has applied for grant of No Objection Certificate to the State Competent Authority i.e. Principal Secretary, School Education, Department for Schools/Primary Schools, Room No. 37, 7th Floor, Haryana Civil Secretariat, Sector - 1, Chandigarh - 160001, which was received by the respondent on 10.02.2022. 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.

Petitioner has filed Resolution passed by the Governing Body to obtain Minority Status Certificate from this Commission and envelope with postage charges for sending notice to the respondent.

It also transpires from the petition that in this Un - aided School during the academic year 2020-21 total 06 students were studying and out of them 02 students were from Christian Minority Community and during the academic year 2021-22 total 163 students are studying and out of them 06 students belongs to the Christian Minority Community.

We have perused the clause no. "X" of the petitioner society's MoA and found that there is no specific language that petitioner society is primarily for the benefit of Christian minority Community.

Learned counsel for the petitioner prayed for time to file some more relevant documents. Time prayed for is allowed.

In the interest of justice, list on 10.11.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

A.K.

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

14.09.2022

St. Xavier High School, Rania, VPO - Bharolianwali, Rania, District - Sirsa, Haryana - 125075.

Vs.

Principal Secretary, School Education, Department for Schools/Primary Schools, Room No. 37, 7th Floor, Haryana Civil Secretariat, Sector - 1, Chandigarh - 160001.

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

An application has been received by hand on 02.09.2022, from St. Xavier High School, Rania, VPO - Bharolianwali, Rania, District - Sirsa, Haryana - 125075, for grant of minority status certificate. It be registered.

It transpires from the petition that on 20.10.2020, the petitioner has applied for grant of No Objection Certificate to the State Competent Authority i.e. Principal Secretary, School Education, Department for Schools/Primary Schools, Room No. 37, 7th Floor, Haryana Civil Secretariat, Sector - 1, Chandigarh - 160001, which was received by the respondent on 03.11.2020. 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.

Petitioner has filed Resolution passed by the Governing Body to obtain Minority Status Certificate from this Commission and envelope with postage charges for sending notice to the respondent.

It also transpires from the petition that in this Un - aided School during the academic year 2019-20 total 224 students were studying and out of them 14 students were from Christian Minority Community, during the academic year 2020-21 total 250 students were studying and out of them 16 students were from the Christian Minority Community and during the academic year 2021-22 total 370 students are studying and out of them 25 students belongs to the Christian Minority Community.

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 Envelop and postage charges filed by the petitioner.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

A.K.