

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

**Excel Nursery and Primary School, 3/234 A, B.G. Pudur (Village), Kallukuriki
P.O., Krishnagiri District, Tamil Nadu.**

V/s.

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

Case No. 131 of 2019

24.05.2022

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

Learned counsel for the petitioner filed on dated 05.05.2022 three documents, which are 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**

Shri Krishna Public School, A-1, Tilak Nagar, Indore District, Madhya Pradesh- 452018.

Vs.

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

Case No. 170 of 2019

24.05.2022

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

Learned counsel for the petitioner filed on dated 19.05.2022 document, which 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The petition is disposed of as withdrawn.

Office is directed to return the envelope and postal stamp 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**

Holy Family Public School, V.P. Bose, Hunsur, Mysore, Karnataka.

V/s.

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

Case No. 189 of 2019

24.05.2022

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

None for the respondent.

Learned counsel for the petitioner filed on dated 18.05.2022 three documents, which are 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. Cecily's Industrial School for Girls, Kamaraj Road, Kumbakonam,
Thanjavur District, T.N.**

Vs.

**Principal Secretary, School Education Deptt, Secretariat, Chennai,
Tamil Nadu**

Case No. 246 of 2019

24.05.2022

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

Despite giving reminder letter by post and by email also to the Physical Inspection Committee, we have not received any response/ reply from the members of the Physical Inspection Committee.

It transpires from the record that on dated 20.10.2020, we have constituted Physical Inspection Committee for sending their report but despite sending letter by post and also by email, physical inspection committee has not sent their report

Hence, 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**

**Edify School, Mandsaur Neemuch By Pass, Near Guradiya Balaji
Temple, District – Mandsaur, Madhya Pradesh.**

V/s.

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

Case No. 257 of 2019

24.05.2022

Present: Ms. Jyotsna Kaur, Advocate for the petitioner.
None for the respondent.

Ms. Jyotsna Kaur, Advocate appeared on behalf of the arguing counsel
Ms. Avneet Kaur and prayed for adjournment.

This is one of the oldest case of this Commission.

Despite sending letter by post and email to the members of Physical
Inspection Committee, we have not received any response from the Physical
Inspection Committee till now.

Office is directed to send reminder by post and also by email to the
members of Physical Inspection Committee, for sending the inspection report
positively by next date of hearing.

Learned counsel for the petitioner filed one reply on behalf of the
petitioner institution on dated 17.05.2022 without permission of this Commission
under Order VIII Rule 9 C.P.C. Petitioner again subsequently pleading without the
application and permission from this Commission.

It transpires from the record that petitioner has not filed certified copies of
the relevant documents, General Body Resolution, updated Recognition and
application for grant of MSC is also incomplete.

In the interest of justice, last opportunity is granted for filing the
documents and also for arguments.

List on 19.07.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**SDPS Women's College, Indore, Khandwa Road, Opposite Bilawali Tank,
Indore, District - Indore, M.P**

Vs.

Secretary, Backward Classes and Minority Welfare Deptt, Bhopal, M.P

Case No. 278 of 2019

24.05.2022

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

Despite giving instructions, Office has not put up the letter dated 25.01.2022 before the Court of Commission on last date of hearing dated 23.03.2022.

Office is directed in future no documents should kept pending before any Office of the Commission.

It also transpires that Under Secretary of the Commission has written in the back of the said letter that no enclosure is received. The said document is not taken on record by the Hon'ble Court.

This letter was written by the Commissioner, Backward Classes and Minority Welfare Department, Indore, MP and all the documents send to their Officer not to the Commission.

Office is directed in future compliance of any Order given by the Chairman and Members of the Commission should be done on timely.

Despite sending reminder letter by post and email to the members of Physical Inspection Committee, we have not received any response from the Physical Inspection Committee till now.

Office is directed to again send reminder by post and also by email to the members of Physical Inspection Committee, for sending the inspection report positively by next date of hearing.

Learned counsel for the petitioner prayed for a copy of the reminder letter issued to the members of Physical Inspection Committee in order to pursue the matter with the Physical Inspection Committee, for inspection of the petitioner institution.

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

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

Learned counsel for the petitioner prayed for time to file an application for correction the date of application for grant of NOC submitted before the State Competent Authority.

In the interest of justice, list on 26.07.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Marankandy English Medium School, Marankandy, P.O. Chokli, Kannur
District, Kerala**

Vs.

Secretary, General Education Department, Govt. of Kerala

Case No. 285 of 2019

24.05.2022

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

Learned counsel for the petitioner filed on dated 23.03.2022, Governing Body Resolution of the petitioner Society, which is taken on record.

We have heard, learned counsel for the petitioner at some length.

It transpires from the record that this MSC petition and NOC application dated 21.01.2019 under Section 10 of NCMEI Act, 2004 is filed by the Mr. C.V.A. Latheef, Secretary, MEM School Committee.

The General Body Resolution of the petitioner Society, which is taken on record today but signatures of Mr. C.V.A. Latheef are quite different on the same document.

Signature of Mr. C.V.A. Latheef is also mismatch from the applications for grant of MSC and NOC with the signature in General Body Resolution.

It also transpires from the record that MEM School Society meeting was held on dated 08.02.2018 and at that time Mr. O. P. Abdurahiman was the Secretary of the petitioner Society and Mr. C.V.A. Latheef was the Member of the Society as well as School Committee.

Mr. C.V.A. Latheef is one of the same person who has filed the application for grant of MSC and NOC as Secretary of the MEM School Committee.

As per the Governing Body Resolution of the petitioner Society dated 12.03.2022, Mr. C.V.A. Latheef shown as Secretary of the MEM School Committee.

Learned counsel for the petitioner prayed for time to clarify the position.

In the interest of justice, list on 27.07.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

St. Jude's English Medium L.P. School, Malampuzha, Palakkad District, Kerala - 678651

V/s.

The Secretary, General Education Department, Government of Kerala, Thiruvananthapuram, Kerala – 695001

Case No. 291 of 2019

24.05.2022

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

None for the respondent.

Learned counsel for the petitioner filed on dated 19.05.2022, Governing Body Resolution of the petitioner Trust, which is taken on record.

We have heard, learned counsel for the petitioner at some length.

During the arguments it is pointed out that members of physical inspection committee has sent their report which is already taken on record, they have furnished details of management of St. Jude's Educational Charitable Trust, this is a registered Trust with seven Trustees including one settler of the Trust.

But learned counsel for the petitioner has filed Governing Body Resolution of the petitioner Trust having signatures of two members to authorize Fr. John Aloor, President / Managing Trustee of the petitioner Trust.

Learned counsel for the petitioner submitted that at the time of filing application for grant of MSC out of the total 396 students only 39 students are from the Christian Minority Community.

As per the Census of the year 2011, there is 18.38% of Christian Minority Community population in the State of Kerala, but as per the Physical Inspection Report, in the year 2021-22 out of the total 168 students, 15 boys and 20 are girls total 35 students are from the Christian Community.

Learned counsel for the petitioner prayed for time to clarify the position.

In the interest of justice, list on 28.07.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

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

**Amala Higher Secondary School, Vimalapuri, Thokkampatti P.O.,
Dharmapauri District, Tamil Nadu.**

V/s.

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

Case No. 299 of 2019

24.05.2022

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

Learned counsel for the petitioner filed on dated 18.05.2022
document, 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**

St. Joseph's English Medium High School, Emani, Duggirala (M), Guntur District, Andhra Pradesh

V/s.

- 1. The Principal Secretary (Ex. Officio), Minorities Welfare Department, Andhra Pradesh Secretariat, Hyderabad, Andhra Pradesh - 522503.**
- 2. Secretary to Government, Government of Andhra Pradesh Minorities Welfare Department, 3 rd Floor, A.P. Secretariat, Velagapudi, Amaravati**

Case No. 318 of 2019

24.05.2022

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

Despite service of regd. notice, none appeared on behalf of the respondent no.01, even in the second round.

Office has not issued notice to the respondent no.02.

Principal Secretary to Government (FAC) has sent by post, Counter Affidavit along with covering letter dated 24.04.2022, which was received in the Commission's Office on dated 02.05.2022, which is taken on record.

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

Learned counsel for the petitioner submitted that physical inspection report may be called.

Petitioner institution has applied to the NCMEI for grant of Minority Status Certificate. In the facts and circumstances of the case we deem just and proper that physical inspection report alongwith the recommendations for issuance of minority status certificate to the petitioner institution, may be obtained from the committee consisting of the following members: -

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

Office is directed to issue letter to the above Committee members for submitting the report.

Learned counsel for the petitioner is directed to submit one more envelope and postal charges for sending regd. notice to the respondent no.02.

After compliance of the above order by the learned counsel for the petitioner, Office is directed to issue notice to the respondent no.02.

In the interest of justice, list on 28.07.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

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

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

Vs.

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

Case No. 638 of 2019

24.05.2022

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 from the Physical Inspection Committee till now.

Office is directed to send reminder by post and also by email to the members of Physical Inspection Committee, for sending the inspection report positively by next date of hearing.

Learned counsel for the petitioner prayed for a copy of the reminder letter issued to the members of Physical Inspection Committee in order to pursue the matter with the Physical Inspection Committee, for inspection of the petitioner institution.

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 updated Recognition.

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

List on 03.08.2022

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

Vs.

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

Case No. 639 of 2019

24.05.2022

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

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

List on 03.08.2022

**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 Pre-University College, Hangal Road, Haveri, Karnataka.

Vs.

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

Case No. 640 of 2019

24.05.2022

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 from the Physical Inspection Committee till now.

Office is directed to send reminder by post and also by email to the members of Physical Inspection Committee, for sending the inspection report positively by next date of hearing.

Learned counsel for the petitioner prayed for a copy of the reminder letter issued to the members of Physical Inspection Committee in order to pursue the matter with the Physical Inspection Committee, for inspection of the petitioner institution.

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

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

Learned counsel for the petitioner again prayed for time to file updated recognition.

List on 03.08.2022.

**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 Pre-University College, Changavara Road, Jyothinagara,
Sira, Tumkur Dt., Karnataka.**

Vs.

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

Case No. 641 of 2019

24.05.2022

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 from the Physical Inspection Committee till now.

Office is directed to send reminder by post and also by email to the members of Physical Inspection Committee, for sending the inspection report positively by next date of hearing.

Learned counsel for the petitioner prayed for a copy of the reminder letter issued to the members of Physical Inspection Committee in order to pursue the matter with the Physical Inspection Committee, for inspection of the petitioner institution.

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

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

List on 03.08.2022.

**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 Pre-University College, N.R. Mohalla, Mysore, Karnataka.

Vs.

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

Case No. 642 of 2019

24.05.2022

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 from the Physical Inspection Committee till now.

Office is directed to send reminder by post and also by email to the members of Physical Inspection Committee, for sending the inspection report positively by next date of hearing.

Learned counsel for the petitioner prayed for a copy of the reminder letter issued to the members of Physical Inspection Committee in order to pursue the matter with the Physical Inspection Committee, for inspection of the petitioner institution.

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

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

List on 03.08.2022.

**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 Pre-University College, M.B. Road, Kolar, Karnataka.

Vs.

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

Case No. 644 of 2019

24.05.2022

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 from the Physical Inspection Committee till now.

Office is directed to send reminder by post and also by email to the members of Physical Inspection Committee, for sending the inspection report positively by next date of hearing.

Learned counsel for the petitioner prayed for a copy of the reminder letter issued to the members of Physical Inspection Committee in order to pursue the matter with the Physical Inspection Committee, for inspection of the petitioner institution.

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

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

List on 03.08.2022.

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

Vs.

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

Case No. 645 of 2019

24.05.2022

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 from the Physical Inspection Committee till now.

Office is directed to send reminder by post and also by email to the members of Physical Inspection Committee, for sending the inspection report positively by next date of hearing.

Learned counsel for the petitioner prayed for a copy of the reminder letter issued to the members of Physical Inspection Committee in order to pursue the matter with the Physical Inspection Committee, for inspection of the petitioner institution.

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

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

List on 03.08.2022.

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

Vs.

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

Case No. 646 of 2019

24.05.2022

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 from the Physical Inspection Committee till now.

Office is directed to send reminder by post and also by email to the members of Physical Inspection Committee, for sending the inspection report positively by next date of hearing.

Learned counsel for the petitioner prayed for a copy of the reminder letter issued to the members of Physical Inspection Committee in order to pursue the matter with the Physical Inspection Committee, for inspection of the petitioner institution.

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

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

List on 03.08.2022.

**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 School, Hangal Road, Near Bi Pass Road, Haveri,
Karnataka.**

Vs.

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

Case No. 649 of 2019

24.05.2022

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. In the interest of justice, time prayed for is allowed.

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

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

Office is directed to issue letter to the above authorities.

In the interest of justice, list on 03.08.2022.

**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

24.05.2022

Pre

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

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

Leave and liberty is granted.

The petition is disposed of as withdrawn.

Office is directed to return 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**

**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

24.05.2022

Pre

sent: Mr. Jose Abraham, 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 from the said Committee members till now.

Office is directed to issue reminder 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 reminder letter to the learned counsel for the petitioner for pursuance of inspection report.

The learned counsel for the petitioner is directed to approach the members of the Physical Inspection Committee and to provide all the relevant documents to them.

In the interest of justice, list on 04.08.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

RS

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

**Shri Sachidanand Gurukul Vidhyalaya, Near Garibsha Pir, Valavad,
P.B. No. 85, Sihor, Bhavnagar District, Gujarat - 364240.**

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. 50 of 2021

24.05.2022

Pre

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

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

Leave and liberty is granted.

The petition is disposed of as withdrawn.

Office is directed to return 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**

Don Bosco School, Makarpura Road, Baroda, Gujarat - 390009.

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. 56 of 2021

24.05.2022

Pre

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

Learned counsel for the petitioner prayed for last and final opportunity to file certified copies of all the relevant documents. In the interest of justice, last and final opportunity is granted.

List on 04.08.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

RS

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

Azad Jannat Nishan School, Mohalla - Jagat, District - Sambhal, Uttar Pradesh - 244302.

Vs.

Additional Chief Secretary, Department of Higher Education, Govt. of U.P., Bahu Khandi, Secretariat, Lucknow, U.P.

Case No. 193 of 2021

24.05.2022

Pre

sent: Mr. Brijesh Kumar Singh, for the petitioner.

Mr. Brijesh Kumar Singh appeared on behalf of Mr. Surjeet Singh, Advocate but he has not filed his authorization letter.

Mr. Brijesh Kumar Singh has submitted that Mr. Surjeet Singh, Advocate is out of station.

It transpires from the records that the petitioner institution is an aided institution and all the total students and teachers are from the Muslim Minority Community in this Higher Secondary level educational institution.

List on 10.08.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

RS

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

**Emmanuel English Higher Secondary School, P.O. – Pailapool – 788
098, Dt. – Cachar, Assam.**

Vs.

**Joint Secretary, Deptt. of Education (Elementary Education), Block –
C, Ground Floor, Assam Secretariat, Govt. of Assam, Guwahati – 781
006, Assam.**

Case No. 07 of 2022

24.05.2022

Pre

sent: Mr. Ravi Sagar, Advocate for the petitioner.
None for the respondent.

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

In compliance of notice issued to the petitioner, Mr. Ravi Sagar,
Advocate is present in person and his Vakalatnama is already on record.

Special Commissioner, Deptt. Of Secondary Education, Govt. of
Assam, Dispur, Guwahati-6 has written a letter to Sh. Debojit Borkakati,
Advocate-on-Record, Standing Counsel for the State of Assam, Supreme
Court of India, New Delhi dated 30.03.2022 and sent a copy of same by post
to the Commission which is received in the Commission's Office on dated
11.04.2022 and is taken on record.

Learned counsel for the petitioner is directed to submit certified
copies of all the relevant documents.

List on 10.08.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

RS

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

**Vanasthali Public School, HS – 32, Sector – Zeta- 1, Greater Noida,
Uttar Pradesh – 201 310.**

Vs.

**Additional Chief Secretary, Department of Secondary Education,
Government of U.P., Bahu Khandi, Secretariat, Lucknow, U.P. -
226001.**

Case No. 08 of 2022

24.05.2022

Pre

sent: Mr. Mahesh Chand Sharma, for the petitioner.

None for the respondent.

In compliance of registered notice and e-mail issued to the petitioner, Mr. Mahesh Chand Sharma appeared on behalf of the petitioner institution and filed his authorization letter which is taken on record.

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

In the interest of justice, list on 10.08.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

RS

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

Siddhartha Degree College, Akhlor Kheri, Village - Akhlor Kheri, Post Office - Rankhandi, Pargana & Tehsil - Deoband, District - Saharanpur, Uttar Pradesh - 247554.

Vs.

Principal Secretary, New Building, Uttar Pradesh, Hazratganj, Lucknow, Uttar Pradesh - 226001.

Case No. 27 of 2022

24.05.2022

Pre

sent: None

Despite e-mail to the petitioner, none appeared on behalf of the respondent even in the second round.

It transpires from the records 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.

It also transpires from the records that petitioner has not filed General Body Resolution, Certificate of Trust and envelope and postage charges for sending notice to the respondent.

Since nobody has appeared to make any submission and 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**

**Crescent International School, Bario (Knowledge Village), Govindpur,
Dhanbad , Jharkhand - 828109.**

Vs.

**Director, Primary Education, Deptt. of School Education & Literacy,
S.E & L. Department, MDI Building, Post - Dhurwa, District - Ranchi,
Jharkhand - 834004.**

Case No. 28 of 2022

24.05.2022

Pre

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

In compliance of the show cause notice issued by e-mail to the petitioner, Mr. Junais P, Advocate appeared on behalf of the petitioner institution and prayed for time to file certified copies of relevant documents as well as for taking instructions from his Client.

In the interest of justice, list on 11.08.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

RS

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

**Mangalayatan University, 33rd Milestone, Extended NCR, Mathura
Aligarh Highway, PO- Beswan, Aligarh, Uttar Pradesh.**

Vs.

- 1. Additional Chief Secretary, Department of Higher Education,
Govt. of U.P., Bahu Khandi, Secretariat, Lucknow, U.P-226001.**
- 2. Principal Secretary, Department of Higher Education, New
Building, Uttar Prash,Hazratganj, Lucknow- 226001.**

Case No. 29 of 2022

24.05.2022

Pre

sent: Ms. Bahist E Jahan, Advocate for the petitioner.

In compliance of registered notice and e-mail to Mr. Sumar Vir Singh, Registrar of the petitioner Society, Ms. Bahist E Jahan, Advocate appeared on behalf of the petitioner institution.

Ms. Bahist E Jahan, Advocate appearing on behalf of the petitioner institution submitted that she has filed some documents before the Commission's Office on dated 23.05.2022 but the said documents are not available on record.

Office is directed to check and if the said documents are filed by the learned counsel for the petitioner then place the same on record.

List on 11.08.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

RS

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

24.05.2022

N.S. Inter College, Laliyana, Meerut, Uttar Pradesh - 250104.

Vs.

**1. Additional Chief Secretary, Department of School Education,
Government of U.P., Bahu Khandi, Secretariat, Lucknow, U.P. -
226001.**

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

An application has been received by hand on 17.05.2022, from N.S. Inter College, Laliyana, Meerut, Uttar Pradesh - 250104, for grant of minority status certificate. It be registered.

It transpires from the petition that on 07.10.2021, the petitioner has applied for grant of No Objection Certificate to the State Competent Authority i.e. Additional Chief Secretary, Department of School Education, Government of U.P., Bahu Khandi, Secretariat, Lucknow, U.P. – 226001, which was received by the respondent on 20.10.2021, The said petition is still pending. The petitioner has waited sufficiently for a period of 90 days, before filing this petition.

The petitioner has already filed the proof of delivery of the registered AD to the respondent.

Petitioner has filed Resolution passed by the Governing Body to obtain Minority Status Certificate from this Commission.

In this un-aided school out of the total 754 students all are from Muslim Minority Community.

Office has reported that as per information furnished by the petitioner in the MSC application the level of education of this Institution is Higher Secondary but recognition filed by the petitioner is by Regional Secretary, Secondary Education Council with validity upto 2016 only instead of Central / State Examination Board and petitioner has filed 02 envelopes with postage of Rs. 44 and Rs. 8.

Learned counsel for the petitioner is directed to file 01 more additional envelope with postal charges for sending notice to the respondents.

Office is directed to tag file no. 159 of 2021 with this case.

After compliance of the above order by the petitioner, office is directed to issue notice by registered Ad/e-mail to the respondent.

In the interest of justice, list on 11.08.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

A.K.

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

24.05.2022

Islamia Lilbinat Junior High School, Parikshit garh, Meerut, Uttar Pradesh - 250406.

Vs.

Additional Chief Secretary, Department of School Education, Government of U.P., Bahu Khandi, Secretariat, Lucknow, U.P. - 226001.

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

An application has been received by hand on 17.05.2022, from Islamia Lilbinat Junior High School, Parikshit garh, Meerut, Uttar Pradesh - 250406, for grant of minority status certificate. It be registered.

It transpires from the petition that on 07.10.2021, the petitioner has applied for grant of No Objection Certificate to the State Competent Authority i.e. Additional Chief Secretary, Department of School Education, Government of U.P., Bahu Khandi, Secretariat, Lucknow, U.P. – 226001, which was received by the respondent on 20.10.2021, The said petition is still pending. The petitioner has waited sufficiently for a period of 90 days, before filing this petition.

The petitioner has already filed the proof of delivery of the registered AD to the respondent.

Petitioner has filed Resolution passed by the Governing Body to obtain Minority Status Certificate from this Commission.

In this un-aided school total 412 students presently studying and all are from Muslim Minority Community.

Office has reported that as per information furnished by the petitioner in the MSC application the level of education of this School is Primary but recognition filed by the petitioner is upto class 8th and petitioner has filed 02 envelopes with postage of Rs. 44 and Rs. 12.

Office is directed to tag file no. 158 of 2021 with this case.

Office is directed to issue notice by registered Ad/e-mail to the respondent.

In the interest of justice, list on

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

A.K.

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

**English International School, Shivdham Colony, Alote, District Ratlam,
Madhya Pradesh**

V/s

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

Case No. 92 of 2019

24.05.2022

Present: Mr. Junais P., 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 English International School, Shivdham Colony, Alote, District Ratlam, Madhya Pradesh run by Ratan Shree Education & Sports Society 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, English International School, Shivdham Colony, Alote, District Ratlam, Madhya Pradesh, which is from Nursery to 8th Std., is declared as a unaided 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 Jain minority community subject to the eligibility of the students and availability of the accommodation in the petitioner institution and updated recognition / affiliation order issued to the unaided petitioner institution. If the petitioner institution failed to comply the above order of this Commission within a period of three months from the date of order passed by this Commission then the petition filed by the petitioner for grant of MSC will be automatically deemed to be dismissed.”

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**

VB

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

**Haji Mohd. Ayub Memorial Inter College, Vill. And Post Naidhi, Chahaniya,
District Chandauli, Uttar Pradesh**

V/s

**Principal Secretary, Higher Education, Department of Education, Govt. of
Uttar Pradesh, 11, Naveen Bhawan Secretariat, Lucknow, Uttar Pradesh**

Case No. 123 of 2019

24.05.2022

Present: Mr. Junais P., 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 Haji Mohd. Ayub Memorial Inter College, Vill. And Post Naidhi, Chahaniya, District Chandauli, Uttar Pradesh run by Shah Akaram Education Society 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, Haji Mohd. Ayub Memorial Inter College, Vill. And Post Naidhi, Chahaniya, District Chandauli, Uttar Pradesh, which is for Intermediate Examination, is declared as an unaided 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, updated recognition / affiliation order issued by the State Board / CBSE to the unaided petitioner institution and also to file Amended Memorandum of Association in which clearly mentioned the beneficiary clause that the petitioner institution is primarily for the benefits of Muslim Minority Community. If the petitioner institution failed to comply the above order of this Commission within a period of three months from the date of order passed by this Commission then the petition filed by the petitioner for grant of MSC will be automatically deemed to be dismissed.”

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**

VB

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

**St. Gabriel's Aided Primary School, Pasupathikoil P.O., Papanasam (T.K.),
District Thanjavur, Tamil Nadu-613105**

V/s

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

Case No. 249 of 2019

24.05.2022

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. Gabriel's Aided Primary School, Pasupathikoil P.O., Papanasam (T.K.), District Thanjavur, Tamil Nadu-613105 run by The Society of Mary Immaculate (Tamil Nadu) 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. Gabriel's Aided Primary School, Pasupathikoil P.O., Papanasam (T.K.), District Thanjavur, Tamil Nadu-613105, which is an aided Primary School, is declared as an aided 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. If the petitioner institution failed to comply the above order of this Commission within a period of three months from the date of order passed by this Commission then the petition filed by the petitioner for grant of MSC will be automatically deemed to be dismissed.”

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**

VB

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

**R.C. Aided Elementary School, Jayankondam P.O., Udayarpalayam (T.K.),
District Ariyur, Tamil Nadu-621802**

V/s

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

Case No. 250 of 2019

24.05.2022

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 unrebutted evidence produced on behalf of the petitioner, we find and hold that R.C. Aided Elementary School, Jayankondam P.O., Udayarpalayam (T.K.), District Ariyur, Tamil Nadu-621802 run by The Society of Mary Immaculate (Tamil Nadu) 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, R.C. Aided Elementary School, Jayankondam P.O., Udayarpalayam (T.K.), District Ariyur, Tamil Nadu-621802, which is an aided Primary School, is declared as an aided 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 Recognition Certificate issued to the aided petitioner institution . If the petitioner institution failed to comply the above order of this Commission within a period of three months from the date of order passed by this Commission then the petition filed by the petitioner for grant of MSC will be automatically deemed to be dismissed.”

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**

VB

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

**Ben-Hur Public School, Behhind S.P. Residence, Bilgaon Road, Pilibhit, UP
V/s**

**Additional Chief Secretary, Department of Secondary Education, Govt. of
Uttar Pradesh, Bahu Khandi, Secretariat, Lucknow, Uttar Pradesh**

Case No. 245 of 2021

24.05.2022

Present: None

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 Ben-Hur Public School, Behhind S.P. Residence, Bilgaon Road, Pilibhit, UP run by Ben-Hur Public School 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 Sikh minority community.

Consequently, Ben-Hur Public School, Behhind S.P. Residence, Bilgaon Road, Pilibhit, UP, which is for Secondary School Examination and Senior School Certificate Examination, is declared as an unaided 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 Sikh minority community subject to the eligibility of the students and availability of the accommodation in the petitioner institution and proper resolution duly signed majority members of the General Body of the Society in favour of Mr. Gurucharan Singh Bindra, Secretary of the Ben-Hur Public School Samiti for obtaining MSC from this Commission. If the petitioner institution failed to comply the above order of this Commission within a period of three months from the date of order passed by this Commission then the petition filed by the petitioner for grant of MSC will be automatically deemed to be dismissed.”

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**

VB