

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

**Classic Montessori High School, Chaudhrana Malihabad, Lucknow,  
Uttar Pradesh -227111.**

**V/s.**

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

**Case No. 330 of 2019**

**24.08.2022**

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

District Inspector of Schools, Lucknow written a letter dated 13.07.2022 to Principal, Rajkiya Balika Inter College, Mahilabad, Lucknow and copy of the above letter given to the Commission by post, which is received in the Commission's Office on dated 18.07.2022 and is taken on record.

District Inspector of Schools, Lucknow also sent a letter dated 13.07.2022 by post, requesting for 15 days time to submit physical inspection report, which was received in the Commission's Office on dated 18.07.2022 and is taken on record.

In compliance of the Commission's earlier Order dated 02.06.2022, Physical Inspection Committee has sent their report by email today itself, which is also taken on record.

Learned counsel for the petitioner submitted that after taking certified copy of the Physical Inspection Report, he wants to take instruction from his client about the variation of students in the petitioner institution.

List on 04.10.2022.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

**DR. SHAHID AKHTER  
MEMBER**

SR

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

**St. Anne'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**

**24.08.2022**

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

Learned counsel for the petitioner filed two documents and an application under Order 06 Rule 17 CPC read with Section 12(2) of the NCMEI Act, 2004, seeking permission to amend the Original Minority Status Certificate application along with Amended MSC Petition. He has also filed a copy of the above application along with an envelope and postal stamp, submitted by hand before the Commission's Office on dated 01.06.2022, which are taken on record.

Office is directed to issue notice along with the application under Order 06 Rule 17 CPC to the respondent by regd. A.d/email.

List on 15.11.2022.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

**DR. SHAHID AKHTER  
MEMBER**

SR

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

**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**

**24.08.2022**

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

None for the respondent.

Learned counsel for the petitioner filed copy of Governing Body members list, Governing Body Resolution of the petitioner Society and copy of Proceedings for petitioner institution no. 6803/A5/2020 dated 10, 2020 for the class 6<sup>th</sup> to 10<sup>th</sup> from 01.04.2022 to 31.05.2022 and Proceedings for petitioner institution no. 6803/A5/2020 dated 10, 2020 for the class 11<sup>th</sup> to 12<sup>th</sup> from 01.06.2022 to 31.05.2022, before the Commission's Office on dated 01.06.2022, which are taken on record.

Despite giving regd. notice to the respondent, no reply is received from the State Competent Authority so far.

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 prayed for a copy of the 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 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.

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**

**Sacred Heart Convent School, Pak Dil Nagar, Punga, Amritsar, Punjab.**

**Vs.**

**Director of Public Instruction (S.E), Punjab, Block E, Vidya Bhawan, 4th Floor, Complex Board, Sector 62, S.A.S Nagar.**

**Case No. 792 of 2019**

**24.08.2022**

Present: Mr. Junais P., 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 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**

**M.S. Academy, Mohammadiya Compound, MM Road, Firdouse  
Nagar, uppala, Manjeswar, District – Kasargod, Kerala.**

**Vs.**

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

**Case No. 806 of 2019**

**24.08.2022**

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

Heard, learned counsel for the petitioner.

Reserved for Orders.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

**DR. SHAHID AKHTER  
MEMBER**

SR

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

**Shri Digamber Jain Junior High School, Chowki Gate, Firozabad,  
U.P.**

**V/s.**

- 1. Additional Chief Secretary, Dept. of School Education, Govt. of  
U.P., Secretariat, Lucknow, U.P.**
- 2. The Principal Secretary, School/ Secondary Education, Govt. of  
U.P., Bapu Bhawan, 7th Floor, Lucknow, U.P.**

**Case No. 815 of 2019**

**24.08.2022**

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

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

In compliance of the Commission's earlier Order dated 02.06.2022, Physical Inspection Committee has sent their report with covering letter dated 23.08.2022 by post, which was received in the Commission's Office on dated 24.08.2022 and is taken on record.

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**

**MAM Al Qalam Nursery and Primary School, Masjid Campus,  
Naidupuram, Kodaikannal, Tamil Nadu - 624101.**

**Vs.**

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

**Case No. 60 of 2020**

**24.08.2022**

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

Respondent has sent by post, Counter Affidavit along with covering letters dated June, 2022 before the Commission's Office on dated 05.07.2022, which is taken on record.

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

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

List on 20.10.2022.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

**DR. SHAHID AKHTER  
MEMBER**

SR

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

**Little Flower Degree College, 2-18-25, Little Flower Junior College  
Campus, Uppal, R.R. District, Hyderabad, Telangana State - 500039.**

**Vs.**

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

**Case No. 62 of 2020**

**24.08.2022**

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

In compliance of the Commission's earlier Order dated 24.11.2021, Physical Inspection Committee has sent their report with covering letter dated 26.07.2022 by post, which was received in the Commission's Office on dated 01.08.2022 and is taken on record.

Learned counsel for the petitioner prayed for time to comply with the Commission's earlier Order dated 05.07.2022.

List on 20.10.2022.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

**DR. SHAHID AKHTER  
MEMBER**

SR



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

**National Public School, Whitefield, 1/4, KG&S and SRB Gurukul,  
Kumbena Agrahara, Kadugodi Post, Whitefield, Bangalore,  
Karnataka.**

**V/s.**

**Additional Chief Secretary, Dept. of Higher Education, Government of  
Karnataka.**

**Case No. 104 of 2020**

**24.08.2022**

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

None for the respondent.

Learned counsel for the petitioner filed notarized copy of the CBSE Affiliation Order by hand, before the Commission's Office on dated 22.08.2022, which is taken on record.

Learned counsel for the petitioner submitted that Physical Inspection Committee has inspected petitioner institution but we have not received inspection report till now.

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

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

Office is 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.

List on 25.10.2022.

**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 Primary School, North Street, Thiruvaiyaru, Thanjavur District, Tamil Nadu - 613204.**

**Vs.**

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

**Case No. 311 of 2020**

**24.08.2022**

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

Respondent has sent by post, Counter Affidavits along with covering letters dated 06.05.2022 and 25.05.2022 before the Commission's Office on dated 17.05.2022 and 06.06.2022 respectively, which are taken on record.

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

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

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

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

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

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

List on 25.10.2022.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

**DR. SHAHID AKHTER  
MEMBER**

SR

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

**Indian Institute of Islamic Studies & Research, D-320, Abul Fazl Enclave,  
Jamia Nagar, Okhla - 110025.**

**Vs.**

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

**Case No. 05 of 2021**

**24.08.2022**

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

Learned counsel for the petitioner again prayed for time for last and final opportunity to comply with the Commission's earlier Orders dated 06.01.2021 and 22.09.2022.

In the interest of justice again last and final opportunity is granted.

At the request of learned counsel for the petitioner, list on 15.11.2022.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

**DR. SHAHID AKHTER  
MEMBER**

SR

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

**St. Mary's School, Sangramsai Camp, Noamundi P.O., West Singhbhum District, Jharkhand - 833218.**

**Vs.**

**Director, Secondary Education, Under School Education & Literacy Department, 3rd Floor, MDI Building, S.E & L. Department Behind Project Bhawan, Post - Dhurwa, District - Ranchi, Jharkhand - 834004.**

**Case No. 14 of 2021**

**24.08.2022**

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

In compliance of the Commission's earlier Order dated 12.05.2022, Physical Inspection Committee has sent their report by post, which was received in the Commission's Office on dated 17.08.2022 and is taken on record.

Learned counsel for the petitioner filed General Body Resolution and five documents by hand, before the Commission's Office on dated 17.08.2022, which are taken on record.

Now, fix the case for final arguments on 25.10.2022.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

**DR. SHAHID AKHTER  
MEMBER**

SR

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

**Holy Cross English Medium School, Gholeng, Jashpur District,  
Chhattisgarh - 496338.**

**Vs.**

**Commissioner ST & SC Development Department, Indrawati Bhawan,  
Nava Raipur, Atal Nagar. Chhattisgarh - 492101.**

**Case No. 15 of 2021**

**24.08.2022**

Present: Mr. Jose Abraham, 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/reply 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 frankly submitted that there is no beneficiary clause in MOA of the petitioner's Society and prayed for final and last opportunity for filing proper documents.

In the interest of justice, list on 25.10.2022.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

**DR. SHAHID AKHTER  
MEMBER**

SR

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

**A.P.J. Abdul Kalam Degree College, Pakri Deoraj, Ramnagar, West Champaran, Bihar – 845106.**

**Vs.**

**Secretary, Human Resource Development Department, Government of Bihar, Secretariat, Patna, Bihar - 821101.**

**Case No. 111 of 2021**

**24.08.2022**

Present: 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/Physical inspection report from the members of the said Committee.

The original letter of the Commission sent to District Social Welfare Officer dated 01.06.2022 is returned back by the Post Office with the remark, "Incomplete address" which is received in the Commission's Office on dated 26.06.2022 and is taken on record.

Learned Counsel for the petitioner has filed notarized copy of the amended trust deed before the Commission's Office on dated 17.08.2022, which is taken on record.

Learned Counsel for the petitioner has filed an application with the request to send letter again to the District Magistrate cum Collector, Bettiah, Bihar before the Commission's Office on dated 20.07.2022 and is taken on record.

Office has already issued letter to District Magistrate, Bettiah, District- West Champaran, Bihar.

Learned Counsel for the petitioner submitted that the members of the inspection Committee have already inspected the petitioner institution.

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.

List on 26.10.2022.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

**DR. SHAHID AKHTER  
MEMBER**

RS

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

**Christian English College, Nowgong Road, Chhatarpur District,  
Madhya Pradesh - 471001.**

**Vs.**

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

**Case No. 112 of 2021**

**24.08.2022.**

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

Learned counsel for the petitioner has submitted that he has filed five documents before the Commission's Office on dated 17.08.2022 but the said documents are not available on record.

Office is directed to search the above said documents and if filed by the learned counsel for the petitioner, place the same on record.

List on 26.10.2022.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

**DR. SHAHID AKHTER  
MEMBER**

RS

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

**Servite Matriculation Higher Secondary School, Therkupallam,  
Thogaimalai, Karur District, Tamil Nadu - 621313.**

**Vs.**

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

**Case No. 113 of 2021**

**24.08.2022**

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

Respondent has sent by post counter affidavit alongwith covering letter dated 27.07.2022, which is received in the Commission's Office on dated 01.08.2022 and is taken on record.

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

Learned counsel for the petitioner prayed for time to file updated recognition/ affiliation certificate issued by the Central/ State examination board. In the interest of justice, time prayed for is allowed.

List on 26.10.2022.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

**DR. SHAHID AKHTER  
MEMBER**

RS



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

**St. Pauls College, # E-1, St. Pauls Campus, Nelagadharanahalli,  
Nagasandra P.O., Bangalore, Karnataka – 560 073.**

**Vs.**

**Additional Chief Secretary to Govt., Education Deptt., (Higher  
Education), Govt. of Karnataka, 6<sup>th</sup> Floor, Multi – Storeyed Building,  
Bengaluru, Karnataka.**

**Case No. 151 of 2021**

**24.08.2022**

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

Learned counsel for the petitioner has filed eight documents before  
the Commission's Office on dated 18.08.2022 , which are taken on record.

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

List on 27.10.2022.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

**DR. SHAHID AKHTER  
MEMBER**

RS

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

**Nirmala Matha Convent School (ICSE), Sakthi Easwar Nagar, Vellalore Village, Coimbatore, Tamil Nadu - 641111.**

**Vs.**

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

**Case No. 153 of 2021**

**24.08.2022**

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

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

Learned Counsel for the petitioner has filed General Body Resolution of the petitioner Trust before the Commission's office on dated 17.08.2022, which is taken on record.

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.

List on 27.10.2022.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

**DR. SHAHID AKHTER  
MEMBER**

RS

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

**Asha Niketan School of Nursing, Bhopal Village, Huzur Tehsil, Bhopal District, Madhya Pradesh - 462016.**

**Vs.**

**Secretary, Backward Classes and Minority Welfare Dept., Govt. of M.P., Room No. 339, Mantralaya, Bhopal, M.P. - 462004.**

**Case No. 154 of 2021**

**24.08.2022**

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

Learned counsel for the petitioner has filed six documents before the Commission's Office on dated 18.08.2022 , which are taken on record.

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

List on 27.10.2022.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

**DR. SHAHID AKHTER  
MEMBER**

RS

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

**St. Alphonsa School, Jhirnia Village, Parvalia Road, Huzur Tehsil,  
Mugaliya P.O., Bhopal District, Madhya Pradesh - 462036.**

**Vs.**

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

**Case No. 167 of 2021**

**24.08.2022**

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.

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

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

List on 27.10.2022.

**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 High School EM, Irumanda P.O., Ambajipeta, East  
Godevari District, Andhra Pradesh - 533239.**

**Vs.**

**Secretary, Govt. of Andhra Pradesh, Minorities Welfare Deptt., 03rd  
Floor, Andhra Pradesh Secretariat, Velagapudi, Amaravati, Andhra  
Pradesh - 522503.**

**Case No. 01 of 2022**

**24.08.2022.**

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

Despite service of registered notice, 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, is taken on record.

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

List on 19.10.2022.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

**DR. SHAHID AKHTER  
MEMBER**

RS

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

**St. Antony's Nursery and Primary School, No. 20, Dr. Narayanasamy Street, Puliakulam, Coimbatore, Tamil Nadu – 641 045.**

**Vs.**

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

**Case No. 04 of 2022**

**24.08.2022**

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

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

Respondent has sent by post counter affidavit along with covering letter dated 08.08.2022, which is received in the Commission's Office on dated 17.08.2022, is taken on record.

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

List on 19.10.2022.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

**DR. SHAHID AKHTER  
MEMBER**

RS

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

**Nazia Girls Junior High School, Laliyana, Meerut, Uttar Pradesh -  
246731**

**V/s.**

- 1. Additional Chief Secretary, Department of School Education,  
,Government of Uttar Pradesh, Bahu Khandi, Secretariat,  
Lucknow, Uttar Pradesh – 226001.**
- 2. Additional Chief Secretary, Department of Secondary  
Education, Babu Bhawan, 7th Floor, Lucknow - 226001.**

**CASE NO. 66 of 2022**

**24.08.2022.**

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

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

Learned counsel for the petitioner has filed five documents before the Commission's Office on dated 12.08. 2022 , which are taken on record.

As per the latest Order dated No. 989/52-3-2022- ः. ः. (30)/2014 dated 14.06.2022, Lucknow, Govt. of UP, Additional Chief Secretary, Secondary Education is the State Competent Authority for the matter related to the Secondary Education in the State of Uttar Pradesh and Office is directed to make the said Authority as party (respondent No.2).

Learned counsel for the petitioner is directed to submit one more envelope and postage charges for sending notice to the respondent No.2.

After compliance of the above order by the learned counsel for the petitioner, Office is directed to issue notice to the respondent No.2 by reg Ad/ e-mail.

List on 19.10.2022.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

**DR. SHAHID AKHTER  
MEMBER**

RS

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

**Madarsa Jamia Academy, Radhna, Meerut, Uttar Pradesh – 250104.**

**V/s.**

- 1. Additional Chief Secretary, Department of School Education, Government of Uttar Pradesh, Bahu Khandi, Secretariat, Lucknow, Uttar Pradesh – 226001**
- 2. Secretary, Minority Welfare and Waqf Department, Government of Uttar Pradesh.**

**CASE NO. 67 of 2022**

**24.08.2022.**

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

Despite service of regd. notice and e-mail, none appeared on behalf of the respondent No.2, even in the second round.

The original notice of the Commission sent to respondent No.1 is returned back by the Post Office with the remark “ Refused to accept the notice” and is received in the Commission’s Office on dated 01.08.2022, is taken on record.

Learned counsel for the petitioner has filed five documents before the Commission’s Office on dated 12.08.2022, which are taken on record.

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.

List on 19.10.2022.

**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 of Tarbes School, Kundoor, P.O., Thrissur District,  
Kerala-680734..**

**V/s.**

**Director, Directorate of Minority Welfare, Government of Kerala, 4<sup>th</sup>  
floor, Vikas Bhavan, Thiruvananthapuram, Kerala-695033.**

**CASE NO. 108 of 2022**

**24.08.2022.**

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

Heard, learned counsel for the petitioner.

Reserved for Orders.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

**DR. SHAHID AKHTER  
MEMBER**

RS

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

**24.08.2022**

**Hasnath-E-Jaria Aided Primary School, Vavoor, Madar Sahib Street,  
Ambur, Vellore District, Tamil Nadu - 635802.**

**Vs.**

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

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

An application has been received by hand on 08.08.2022, from Hasnath-E-Jaria Aided Primary School, Vavoor, Madar Sahib Street, Ambur, Vellore District, Tamil Nadu - 635802, for grant of minority status certificate. It be registered.

It transpires from the petition that on 31.12.2019, 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 03.01.2020, 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 General Body Resolution passed by the Governing Body to obtain Minority Status Certificate from this Commission and envelope with postage charges of Rs. 95 for sending notice to the State Competent Authority.

It also transpires from the petition that in this aided School during the academic year 2019-20 total 332 students was studying and out of them 309 students was from Muslim Minority Community, during the academic year 2020-21 total 346 students was studying and out of them 317 students was from the Muslim Minority Community and during the academic year 2022.-23 total 385 studetns are studying and out of them 352 students are belong to the Muslim Minority Community.

In this case office has reported that recognition certificate filed by the petitioner is not legible.

Learned counsel for the the petitioner submitted that this petitioner school is upto Primary (1<sup>st</sup> to 5<sup>th</sup>) level.

Office is directed to tag the file no. 433 of 2020 with this case and issue notice to the respondent by registered AD/ e-mail.

In the interest of justice, list on 26.10.2022.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

**DR. SHAHID AKHTER  
MEMBER**

A.K.

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

**24.08.2022**

**Mazharul Uloom Aided Primary School, Kuchikar, Fakir Sahib Street,  
Ambur, Vellore District, Tamil Nadu - 635802.**

**Vs.**

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

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

An application has been received by hand on 08.08.2022, from Mazharul Uloom Aided Primary School, Kuchikar, Fakir Sahib Street, Ambur, Vellore District, Tamil Nadu - 635802, for grant of minority status certificate. It be registered.

It transpires from the petition that on 31.12.2019, 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 03.01.2020, 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 General Body Resolution passed by the Governing Body to obtain Minority Status Certificate from this Commission and envelope with postage charges of Rs. 95 for sending notice to the State Competent Authority.

It also transpires from the petition that in this aided School during the academic year 2019-20 total 286 students were studying and out of them 269 students were from Muslim Minority Community, during the academic year 2020-21 total 298 students were studying and out of them 276 students were from the Muslim Minority Community and during the academic year 2022.-23 total 314 studetns are studying and out of them 286 students belongs to the Muslim Minority Community.

In this case office has reported that recognition certificate filed by the petitioner is not legible.

Office is directed to tag the file no. 437 of 2020 with this case and issue notice to the respondent by registered AD/ e-mail.

In the interest of justice, list on 26.10.2022.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

**DR. SHAHID AKHTER  
MEMBER**

A.K.

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

**24.08.2022**

**Al-Karim University, Katihar-Purnea Road, Sirsa, Karim Bagh, Katihar,  
Bihar - 854106.**

**Vs.**

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

Present: None

An application has been received by hand on 10.08.2022, from Dr. Ahmad Ashfaque Karim, Chairman, Al-Karim University, Katihar-Purnea Road, Sirsa, Karim Bagh, Katihar, Bihar - 854106, for grant of minority status certificate.

It transpires from the information furnished by the petitioner against the column no. 3 that the application for grant of No Objection Certificate was rejected by the State Competent Authority of Bihar on dated 18.04.2019.

Thereafter, petitioner has preferred an appeal, which was registered under the head of appeal as Appeal No. 20 of 2019 before the NCMEI u/s 12(a) (1) and 12(b) (1) of the NCMEI Act. 2004. After hearing the parties, the Court of the Commission set aside the order passed by the Competent Authority, Govt. of Bihar vide order dated 16.03.2022 and remanded the matter to the State Comptent Authority for deliberating on the application for grant of NOC to the appellant Al – Karim University, Katihar, within 90 days from receiving of the order dated 16.03.2022.

Thereafter, as per petitioner he has served the certified copy of the above said order to the State Competent Authority of the Bihar Government on 28.03.2022.

Despite service of the certified copy of the Commission's order dated 16.03.2022 and even after elapse of 90 days time Competent Authority has not communicated to the appellant any order for grant or refusal of NOC u/s 10 of NCMEI Act. 2004. Under these circumstances, it shall be deemed that the Comptent Authority, State of Bihar has no objection for grant of Minority Status to appellant University as per sections 10(3)(b) of the NCMEI Act. 2004 as amended till date.

It transpires from the above circumstances, the legal issue is "*whether this Commission can entertain this application for grant of MSC, deemed that the Competent Authority of the State of Bihar has no objection for grant of NOC / MSC u/s 10 (3)(b) of the NCMEI Act. 2004*".

Looking to the above legal issue, in the interest of justice, it is considered to just and fit case to hear the petitioner on admission of this petition.

It also transpires from the petition that petitioner has not filed UID issued by the NITI Ayog.

Office is directed to tag the file of Appeal No. 20 of 2019 with this case.

Office is also directed to issue notice by registred Ad/e-mail to the petitioner.

In the interest of justice, list on 26.10.2022

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

**DR. SHAHID AKHTER  
MEMBER**

A.K.

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

**24.08.2022**

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

**Vs.**

**Principal Secretary (Home), Department of Home (General), Secretariat,  
Porvorim-Goa - 403521.**

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

An application has been received by hand on 11.08.2022, from St. Dominic Savio High School, Gauravaddo, Clangute, Goa - 403516, for grant of minority status certificate. It be registered.

It transpires from the petition that on 19.07.2019, the petitioner has applied for grant of No Objection Certificate to the State Competent Authority i.e. Principal Secretary (Home), Department of Home (General), Secretariat, Porvorim-Goa - 403521, which was received by the respondent on 22.07.2019.

As per the information furnished by the petitioner against the column no. 5 of MSC application, earlier also this case was registered in the Commission as Case No. 856 of 2019 and disposed of by the order dated 15.03.2022, but petitioner has not filed copy of detailed order of this case dated 15.03.2022.

It also transpires from the record that after dismissal of the case No. 856 of 2019 by the Commission petitioner has not applied again for grant of NOC u/s 10 of NCMEI Act 2004 before the State Competent Authority and straightway filed this application for grant of Minority Status Certificate before the Commission, which is in our considered opinion, not maintainable at this stage.

After dismissal of the earlier application for grant of MSC, the petitioner institution has to again approach to the State Competent Authority for grant of NOC as per Section 10 of NCMEI Act. 2004.

In this case after dismissal of the MSC application by this commission, petitioner institute has not applied again before the State Competent Authority for grant of NOC u/s 10 of the NCMEI Act, 2004. So, this application is not maintainable as such before this Commission.

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 filed by the petitioner.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. JASPAL SINGH  
MEMBER**

**DR. SHAHID AKHTER  
MEMBER**

A.K.