# Madaru Dawathil Islamiyya Destitute Home, C.M. Nagar, Karulai P.O., Nilambur (Via), Malappuram District, Kerala V/s.

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

### Case No. 337 of 2019

23.11.2022

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

Despite reminder letter in compliance of the Commission's earlier Order dated 30.08.2022, we have not received any response/ reply till now.

Office is again directed to issue a final reminder letter to the State Competent Authority, whether petitioner institution is aided or unaided.

Learned counsel for the petitioner submitted that he has not received a copy of the letter issued to the State Competent Authority.

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

In the interest of justice, list on 05.01.2023.

DR. JASPAL SINGH MEMBER

DR. SHAHID AKHTER MEMBER

S.A.H. International School, Chak Badhiya, Buily Khas, District - Mirzapur, Uttar Pradesh.

Vs.

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

# Case No. 485 of 2019

#### 23.11.2022

Present: Mr. Shubham Singh, Advocate for the petitioner. None for respondent.

Learned counsel for the petitioner again prayed for time to file certified copies of all the relevant documents before next date of hearing.

In the interest of justice, last and final opportunity is granted for filling certified copies of all the relevant documents.

At the request of Learned counsel for the petitioner, list on 15.12.2022.

DR. JASPAL SINGH MEMBER

## DR. SHAHID AKHTER MEMBER

S.A.H. Educational Centre, Village - Ratanpur, Post - Katesar, District - Chandauli, Uttar Pradesh.

Vs.

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

Case No. 486 of 2019

#### 23.11.2022

Present: Mr. Shubham Singh, Advocate for the petitioner. None for respondent.

Learned counsel for the petitioner again prayed for time to file certified copies of all the relevant documents before next date of hearing.

In the interest of justice, last and final opportunity is granted for filling certified copies of all the relevant documents.

At the request of Learned counsel for the petitioner, list on 15.12.2022.

DR. JASPAL SINGH MEMBER

### DR. SHAHID AKHTER MEMBER

Al-Haneef Educational Centre, Chak Badhiya, Buily Khas, Adalhat, Mirzapur, Uttar Pradesh.

Vs.

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

Case No. 487 of 2019

#### 23.11.2022

Present: Mr. Shubham Singh, Advocate for the petitioner. None for respondent.

Learned counsel for the petitioner again prayed for time to file certified copies of all the relevant documents before next date of hearing.

In the interest of justice, last and final opportunity is granted for filling certified copies of all the relevant documents.

At the request of Learned counsel for the petitioner, list on 15.12.2022.

DR. JASPAL SINGH MEMBER

# DR. SHAHID AKHTER MEMBER

Don Bosco Higher Secondary School, Door No. 13, 10th A, East Coast Road, Gandhi Nagar, Vellore District, Tamil Nadu - 603211.

Vs.

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

Case No. 446 of 2020

23.11.2022

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 from the Physical Inspection Committee till now.

Learned counsel for the petitioner submitted that Physical Inspection Committee members have already inspected their institution.

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.

In the interest of justice, list on 10.01.2023.

DR. JASPAL SINGH MEMBER

DR. SHAHID AKHTER MEMBER

Dominic Savio Hr. Sec. School, London Mission Road, Tirupattur, Vellore District, Tamil Nadu.

Vs.

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

Case No. 447 of 2020

23.11.2022

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

Learned counsel for the petitioner filed notarized copy of Permanent Recognition Order of Dominic Savio Hr. Sec. School in Tamil language along with its notarized English translation and notarized copy of Amended Memorandum of Association by hand, before the Commission's Office on dated 17.11.2022, which are taken on record.

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 submitted that they have filed all the relevant documents to the members of the inspection Committee. Learned Counsel for the petitioner is again directed to approach the members of the Physical inspection Committee.

List on 10.01.2023.

DR. JASPAL SINGH MEMBER

DR. SHAHID AKHTER MEMBER

St. Aloysius English Medium School, Janum Village, Angara Block, Ranchi District, Jharkhand - 836103.

Vs.

Director, Primary Education, Department of School Education & Literacy, Government of Jharkhand, MDI Building, S.E & L. Department, Behind Project Bhawan, Post - Dhurwa, District - Ranchi- 834004.

Case No. 460 of 2020

23.11.2022

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 from the Physical Inspection Committee till now.

Learned counsel for the petitioner submitted that Physical Inspection Committee members have already inspected their institution.

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 10.01.2023.

DR. JASPAL SINGH MEMBER

Phoenix International School, Near Toll Tax, Gram Bhuteda, Thasil Jaora, Ratlam District, Bhuteda, Madhya Pradesh.

Vs.

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

# Case No. 44 of 2021

23.11.2022.

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.

# DR. JASPAL SINGH MEMBER

# DR. SHAHID AKHTER MEMBER

Keren Public School, Karayanpatty, Peraiyur Road, Usilampatty, Madurai District, Tamil Nadu - 625532.

Vs.

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

Case No. 115 of 2022

23.11.2022.

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

Director of Matriculation Schools, Chennai-6 has sent by post Counter Affidavit along with covering letter dated 21.10.2022, which is received in the Commission's Office on dated 31.10.2022 and is taken on record.

Office is directed to supply a copy of the Counter Affidavit to the learned counsel for the petitioner for filing the rejoinder, if any.

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.

Learned counsel for the petitioner has submitted that the members of the Physical 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.

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 directed to approach the members of the Physical inspection Committee and provide all the relevant documents to the said Committee.

In the interest of justice, list on 25.01.2023.

DR. JASPAL SINGH MEMBER

Keren Matriculation School, Karaiyanpatty, Peraiyur Road, Madurai Dt., Tamil Nadu - 625532.

Vs.

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

Case No. 116 of 2022

23.11.2022.

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

Director of Matriculation Schools, Chennai-6 has sent by post Counter Affidavit along with covering letter dated 21.10.2022, which is received in the Commission's Office on dated 31.10.2022 and is taken on record.

Office is directed to supply a copy of the Counter Affidavit to the learned counsel for the petitioner for filing the rejoinder, if any.

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.

Learned counsel for the petitioner has submitted that the members of the Physical 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.

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 directed to approach the members of the Physical inspection Committee and provide all the relevant documents to the said Committee.

Learned counsel for the petitioner prayed for time to file updated recognition/ affiliation order issued by State Board or CBSE.

In the interest of justice, list on 25.01.2023.

DR. JASPAL SINGH MEMBER

DR. SHAHID AKHTER MEMBER

# IBS Global Academy, Sanver Road, Ujjain, Madhya Pradesh.

Vs.

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

Case No. 117 of 2022

23.11.2022.

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

Despite registered notice and e-mail to the respondent, we have not received any satisfactory 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.

In the interest of justice, list on 31.01.2023.

DR. JASPAL SINGH MEMBER

DR. SHAHID AKHTER MEMBER

St. Anne's Matriculation Higher Secondary School, 23, Gandhi Nagar, Kumbakonam, Thanjavur District, Tamil Nadu - 612001.

Vs.

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

# Case No. 118 of 2022

# 23.11.2022.

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

Director of Matriculation Schools, Chennai-6 has sent by post Counter Affidavit along with covering letter dated 21.10.2022, which is received in the Commission's Office on dated 31.10.2022 and is taken on record.

Office is directed to supply a copy of the Counter Affidavit to the learned counsel for the petitioner for filing the rejoinder, if any.

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

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

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

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

Learned counsel for the petitioner prayed for time to file updated recognition/ affiliation order issued by State Board or CBSE.

In the interest of justice, list on 31.01.2023.

DR. JASPAL SINGH MEMBER

St. Anne's Nursery and Primary School, Thiruvalluvar Nagar, Lalgudi, Trichy District, Tamil Nadu - 621601.

Vs.

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

# Case No. 119 of 2022

23.11.2022.

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.

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

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

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

In the interest of justice, list on 31.01.2023.

DR. JASPAL SINGH MEMBER

DR. SHAHID AKHTER MEMBER

Guru Nanak Public School, Village- Jagaatkhana, Himachal Pradesh. Vs.

Director, Directorate of Higher Education, Himachal Pradesh, Shimla-1.

# Case No. 166 of 2022

23.11.2022.

Present: Mr. Nasib Singh for the petitioner.

Mr. Nasib Singh, Chairman of the petitioner Trust appeared on behalf of the petitioner institution and prayed for time to comply with the Commission's earlier Order dated 27.09.2022. In the interest of justice, time prayed for is allowed

List on 01.02.2023.

# DR. JASPAL SINGH MEMBER

# DR. SHAHID AKHTER MEMBER

# 23.11.2022

# St. Josephs School, Patabeda, Pallahara, Angul District, Odisha - 759119.

#### Vs.

# Director, Secondary Education 6<sup>th</sup> Floor, HOD Building, Unit-V, Bhubaneswar, Khordha, Odisha.

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

An application for grant of minority status certificate to St. Josephs School, Patabeda, Pallahara, Angul District, Odisha - 759119 has been received from the petitioner by hand on 11.11.2022. It be registered.

It transpires from the petition that on 11.07.2022, the petitioner has applied for grant of No Objection Certificate to the State Competent Authority i.e. Director, Secondary Education 6<sup>th</sup> Floor, HOD Building, Unit-V, Bhubaneswar, Khordha, Odisha, which was received by the respondent on 19.07.2022. The said petition is still pending. The petitioner has waited sufficiently for a period of 90 days, before filing this petition.

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

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

It also transpires from the petition that in this Un-aided School during the academic year 2020-21 total 531 students were studying and out of them 49 students were from Christian Minority Community, during the academic year 2021-22 total 426 students were studying and out of them 52 students were from the Christian Minority Community and during the academic year 2022-23 total 470 students are studying and out of them 56 students belongs to the Christian Minority Community.

Office is directed to tag the file no. 153 of 2019 with this case and issue notice to the respondent by registered AD/ e-mail.

In the interest of justice, list on 21.03.2023.

DR. JASPAL SINGH MEMBER

#### 23.11.2022

# Jain Public School, Badnagar-Badnagar Road, Near Toll Tax, Naka Gram, Dhaulana, Ujjain, Madhya Pradesh - 456771.

Vs.

# Secretary, Backward Classes and Minority Welfare Department, Government of M.P., Room No. 339, Mantralaya, Bhopal, M.P. -462004.

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

An application has been received by hand on 11.11.2022, from Jain Public School, Badnagar-Badnagar Road, Near Toll Tax, Naka Gram, Dhaulana, Ujjain, Madhya Pradesh - 456771, for grant of minority status certificate. It be registered.

It transpires from the petition that on 18.07.2022, the petitioner has applied for grant of No Objection Certificate to the State Competent Authority i.e. Secretary, Backward Classes and Minority Welfare Department, Government of M.P., Room No. 339, Mantralaya, Bhopal, M.P. - 462004, which was received by the respondent on 25.07.2022. The said petition is still pending. The petitioner has waited sufficiently for a period of 90 days, before filing this petition.

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

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

It also transpires from the petition that in this Un-aided School during the academic year 2019-20 total 528 students were studying and out of them 80 students were from Jain Minority Community, during the academic year 2020-21 total 504 students were studying and out of them 79 students were from the Jain Minority Community and during the academic year 2021-22 total 512 students were studying and out of them 83 students belongs to the Jain Minority Community.

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

In the interest of justice, list on 21.03.2023.

DR. JASPAL SINGH MEMBER

#### 23.11.2022

# St. Don Bosco Matriculation School, Nemilicherry, Chrompet, Chengalpattu, Chennai, Tamil Nadu - 600044.

#### Vs.

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

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

An application has been received by hand on 14.11.2022, from St. Don Bosco Matriculation School, Nemilicherry, Chrompet, Chengalpattu, Chennai, Tamil Nadu - 600044, for grant of minority status certificate. It be registered.

It transpires from the petition that on 22.04.2022, 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 23.04.2022, The said petition is still pending. The petitioner has waited sufficiently for a period of 90 days, before filing this petition.

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

Petitioner has filed Resolution Passed by the Governing Body to obtain Minority Status Certificate from this Commission and envelope with postage for sending notice to the State Competent Authority.

It also transpires from the petition that in this Un-aided School during the academic year 2019-20 total 371 students were studying and out of them 92 students were from Christian Minority Community, during the academic year 2020-21 total 339 students were studying and out of them 57 students were from the Christian Minority Community and during the academic year 2021-22 total 255 students were studying and out of them 49 students belongs to the Christian Minority Community.

Office is directed to tag the file no. 177 of 2018 with this case and issue notice to the respondent by registered AD/ e-mail.

In the interest of justice, list on 22.03.2023.

DR. JASPAL SINGH MEMBER

#### 23.11.2022

# St. Joseph's Hr. Sec. School, East Tambaram, Chengalpattu, Chennai, Tamil Nadu - 600059.

#### Vs.

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

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

An application has been received by hand on 14.11.2022, from St. Joseph's Hr. Sec. School, East Tambaram, Chengalpattu, Chennai, Tamil Nadu - 600059, for grant of minority status certificate. It be registered.

It transpires from the petition that on 20.05.2022, 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 21.05.2022, The said petition is still pending. The petitioner has waited sufficiently for a period of 90 days, before filing this petition.

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

Petitioner has filed Resolution Passed by the Governing Body to obtain Minority Status Certificate from this Commission and envelope with postage for sending notice to the State Competent Authority.

It also transpires from the petition that in this Un-aided School during the academic year 2019-20 total 665 students were studying and out of them 123 students were from Christian Minority Community, during the academic year 2020-21 total 660 students were studying and out of them 122 students were from the Christian Minority Community and during the academic year 2021-22 total 658 students are studying and out of them 130 students belongs to the Christian Minority Community.

It also transpires from the petition that petitioner has filed recognition certificate issued by Chief Educational Officer instead of Central / State Examination Board.

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

In the interest of justice, list on 22.03.2023.

DR. JASPAL SINGH MEMBER