

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

**Veer Abdul Hameed Memorial Educational Society, Village & Post -
Ashrafpur Barwa, District - Ambedkar Nagar, Uttar Pradesh,**

V/s.

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

Case No. 108 of 2019

01.09.2021

Present: None

Due to Covid-19 pandemic and lockdown in the country this case is taken up today, as per the general notice of this Commission.

Despite again and again notice sent to the petitioner, in compliance of the Commission's earlier Order dated 08.05.2019, none appeared on behalf of the petitioner.

This Commission also sent letter by regd. A.D. and email to the petitioner, none appeared on behalf of the petitioner, even in the second round.

Petitioner has not complied with the Commission's earlier Order dated 08.05.2019.

Since nobody has appeared to make any submission. 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**

SR

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

**Mar Ivanios CBSE School, Bridge Ward, Kuzhiturai,
Vilavancode Taluk, Kanyakumari District, Tamil Nadu.**

V/s.

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

Case No. 256 of 2019

01.09.2021

Present: Ms. Anju Joseph, Advocate for the petitioner.
None for the respondent.

Ms. Anju Joseph, Advocate appeared on behalf of the arguing
counsel Mr. Jose Abraham.

Due to Covid-19 pandemic and lockdown in the country this case is
taken up today, as per the general notice of this Commission.

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

It transpire from the record that application for grant of MSC was
filed by Fr. Fugene W.D., Correspondent, Mar Ivanios CBSE School but
Affidavit filed by Most Rev. Dr. Vincent Mar Paulos and application
submitted before the State Competent authority for grant of NOC dated
17.01.2019 by Correspondent.

It also transpires from the petition that out of total 143 students, 120
students are from Christian Minority Community.

Learned Counsel for the petitioner is directed to file general body
resolution of Society/ Trust in favor of signatory of the application to obtain
Minority Status Certificate from this Commission.

In the interest of justice and due to Covid-19 pandemic, learned
counsel for the petitioner is directed to submit envelope and postal charges
for sending regd. notice again to the respondent.

After compliance of the above order by the Petitioner, Office is
directed to issue notice to the respondent.

List on 02.12.2021.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**St. Theresa's Art & Science College for Women, Tharangambadi
P.O., Tharangambadi Taluk, Nagapattinam District, Tamil Nadu.**

V/s.

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

Case No. 260 of 2019

01.09.2021

Present: Ms. Anju Joseph, Advocate for the petitioner.
None for the respondent.

Ms. Anju Joseph, Advocate appeared on behalf of the arguing
counsel Mr. Jose Abraham.

Due to Covid-19 pandemic and lockdown in the country this case is
taken up today, as per the general notice of this Commission.

It transpires from the petition that out of total 129 students only 17
students are from Christian Minority Community.

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

Learned Counsel for the petitioner is directed to file general body
resolution of Society/ Trust in favor of signatory of the application to obtain
Minority Status Certificate from this Commission.

List on 27.10.2021.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Nabeesa Ammal Matriculation Hr. Sec. School, Adam Nagar,
Check Post, Mandapam Road, Ramanathapuram, Tamil Nadu.**

V/s.

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

Case No. 261 of 2019

01.09.2021

Present: Ms. Anju Joseph, Advocate for the petitioner.
None for the respondent.

Ms. Anju Joseph, Advocate appeared on behalf of the arguing counsel Mr. Junais P.

Due to Covid-19 pandemic and lockdown in the country this case is taken up today, as per the general notice of this Commission.

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

Respondent has sent by post Counter Affidavit before the Commission's Office on dated 10.02.2021, which is taken on record.

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

It transpires from the record that this application that this application for grant of MSC was filed by A. Mohammed Fousudeen, Manager / Correspondent of the petitioner's Trust.

Learned Counsel for the petitioner prayed for time to file Recognition/Affiliation Certificate of the State/Central Board of Secondary Education (CBSE). In the interest of justice, time prayed for is allowed.

Learned Counsel for the petitioner is directed to file general body resolution of Society/ Trust in favor of signatory of the application to obtain Minority Status Certificate from this Commission.

List on 27.10.2021.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Al-Huda Islamic International Matriculation School, 18 -
Pazhakkadai Lane, Nehru Bazar, Sivagangai, Sivagangai
District, Tamil Nadu.**

V/s.

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

Case No. 262 of 2019

01.09.2021

Present: Ms. Anju Joseph, Advocate for the petitioner.
None for the respondent.

Ms. Anju Joseph, Advocate appeared on behalf of the arguing
counsel Mr. Junais P.

Due to Covid-19 pandemic and lockdown in the country this case is
taken up today, as per the general notice of this Commission.

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

List on 27.10.2021.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Little Flower Girls Hr. Sec. School, Ramanputhur, Nagarcovil,
Kanyakumari Dt., T.N.**

V/s.

**Principal Secretary to Government, Health and Family Welfare
Department, Government of T.N.**

Case No. 656 of 2019

01.09.2021

Present: Ms. Anju Joseph, Advocate for the petitioner.
None for the respondent.

Ms. Anju Joseph, Advocate appeared on behalf of the arguing
counsel Mr. Jose Abraham.

Due to Covid-19 pandemic and lockdown in the country this case is
taken up today, as per the general notice of this Commission.

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

List on 03.02.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Little Flower Primary School, Ramanputhur, Nagercoil,
Kanyakumari Dt., T.N.**

V/s.

**Principal Secretary to Government, Health and Family Welfare
Department, Government of T.N.**

Case No. 657 of 2019

01.09.2021

Present: Ms. Anju Joseph, Advocate for the petitioner.
None for the respondent.

Ms. Anju Joseph, Advocate appeared on behalf of the arguing
counsel Mr. Jose Abraham.

Due to Covid-19 pandemic and lockdown in the country this case is
taken up today, as per the general notice of this Commission.

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

Learned Counsel for the petitioner is directed to file general body
resolution of Society/ Trust in favor of signatory of the application to obtain
Minority Status Certificate from this Commission.

It transpires from the petition that out of total 339 students only 103
students are from Christian Minority Community.

List on 03.02.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Don Bosco College of Agriculture, Don Bosco Agro-ED
Complex, Sulcorna, Quepem, South Goa, Goa.**

V/s.

Director of Education, Directorate of Education, Porvorim, Goa.

Case No. 658 of 2019

01.09.2021

Present: Ms. Anju Joseph, Advocate for the petitioner.
None for the respondent.

Ms. Anju Joseph, Advocate appeared on behalf of the arguing counsel Mr. Jose Abraham.

Due to Covid-19 pandemic and lockdown in the country this case is taken up today, as per the general notice of this Commission.

Learned Counsel for the petitioner is directed to file general body resolution of Society/ Trust in favor of signatory of the application to obtain Minority Status Certificate from this Commission.

It transpires from the petition that out of total 165 students only 32 students are from Christian Minority Community.

Petitioner institution has applied to 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 recommendation for issuance of the minority status certificate to the petitioner institution, may be obtained from the committee consisting of 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 time to file updated Recognition/Affiliation Certificate from the concerned University.

List on 03.02.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**St. Joseph's High School, Sarel, Nagercoil, Kanyakumari Dt.,
T.N.**

V/s.

**Principal Secretary to Government, Health and Family Welfare
Department, Government of T.N.**

Case No. 659 of 2019

01.09.2021

Present: Ms. Anju Joseph, Advocate for the petitioner.
None for the respondent.

Ms. Anju Joseph, Advocate appeared on behalf of the arguing
counsel Mr. Jose Abraham.

Due to Covid-19 pandemic and lockdown in the country this case is
taken up today, as per the general notice of this Commission.

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

It transpire from the record that application for grant of MSC was
filed by Sr. Shanti as Secretary and application submitted before the
State Competent authority for grant of NOC dated 05.04.2019 along with
Affidavit was filed by Sr. F. Isabel, Correspondent/ Headmistress.

Learned Counsel for the petitioner is directed to file general body
resolution of Society/ Trust in favor of signatory of the application to obtain
Minority Status Certificate from this Commission.

List on 03.02.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**St. Antony's High School, Mullinganavilai P.O., Vilavancode
T.K., Kuzhuthurai, Kanyakumari Dt., T.N.**

V/s.

**Principal Secretary to Government, Health and Family Welfare
Department, Government of T.N.**

Case No. 660 of 2019

01.09.2021

Present: Ms. Anju Joseph, Advocate for the petitioner.
None for the respondent.

Ms. Anju Joseph, Advocate appeared on behalf of the arguing counsel Mr. Jose Abraham.

Due to Covid-19 pandemic and lockdown in the country this case is taken up today, as per the general notice of this Commission.

Petitioner institution has applied to 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 recommendation for issuance of the minority status certificate to the petitioner institution, may be obtained from the committee consisting of following members: -

1. Representative of the District Collector (Chairperso
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.

It transpire from the record that application for grant of MSC was filed by Sr. Shanti as Secretary and application submitted before the State Competent authority for grant of NOC dated 05.04.2019 along with Affidavit was filed by Sr. Henrit Vimala, Correspondent/ Headmistress.

Learned Counsel for the petitioner is directed to file general body resolution of Society/ Trust in favor of signatory of the application to obtain Minority Status Certificate from this Commission.

List on 03.02.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Carmel English Medium School, Thakazhi P.O., Kuttanadu,
Alappuzha District, Kerala – 688562**

Vs.

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

Case No. 243 of 2020

01.09.2021

Present: Ms. Anju Joseph, Advocate for the petitioner.
None for the respondent.

Ms. Anju Joseph, Advocate appeared on behalf of the arguing
counsel Mr. Jose Abraham.

Due to Covid-19 pandemic and lockdown in the country this case is
taken up today, as per the general notice of this Commission.

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**

**Devamatha Unaided Higher Primary School, Amtoor, Karingana Post,
Bantwal Taluk, Dakshina Kannada District, Karnataka - 574222.**

Vs.

**Additional Chief Secretary to Government, Education Department
(Higher Education), Government of Karnataka, Sixth Floor, Multi-
Storeyed Building, Bengaluru, Karnataka – 560001**

Case No. 425 of 2020

01.09.2021

Present: Ms. Anju Joseph, Advocate for the petitioner.
None for the respondent.

Ms. Anju Joseph, Advocate appeared on behalf of the arguing
counsel Mr. Jose Abraham.

Due to Covid-19 pandemic and lockdown in the country this case is
taken up today, as per the general notice of this Commission.

Learned counsel for the petitioner prayed for time to comply with
the Commission's earlier Order dated 17.11.2020. In the interest of justice,
time prayed for is allowed.

List on 08.02.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**St. Ann's English Medium High School, Kadaba P.O., Kodimbala
Village, Puttur Taluk, Dakshina Kannada District, Karnataka - 574221.**

Vs.

**Additional Chief Secretary to Government, Education Department
(Higher Education), Government of Karnataka, Sixth Floor, Multi-
Storeyed Building, Bengaluru, Karnataka – 560001**

Case No. 426 of 2020

01.09.2021

Present: Ms. Anju Joseph, Advocate for the petitioner.
None for the respondent.

Ms. Anju Joseph, Advocate appeared on behalf of the arguing
counsel Mr. Jose Abraham.

Due to Covid-19 pandemic and lockdown in the country this case is
taken up today, as per the general notice of this Commission.

Learned counsel for the petitioner prayed for time to comply with
the Commission's earlier Order dated 17.11.2020. In the interest of justice,
time prayed for is allowed.

List on 08.02.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Devamatha English Medium High School, Amtoor, Karingana Post,
Bantwal Taluk, Dakshina Kannada District, Karnataka - 574222.**

Vs.

**Additional Chief Secretary to Government, Education Department
(Higher Education), Government of Karnataka, Sixth Floor, Multi-
Storeyed Building, Bengaluru, Karnataka – 560001**

Case No. 427 of 2020

01.09.2021

Present: Ms. Anju Joseph, Advocate for the petitioner.
None for the respondent.

Ms. Anju Joseph, Advocate appeared on behalf of the arguing
counsel Mr. Jose Abraham.

Due to Covid-19 pandemic and lockdown in the country this case is
taken up today, as per the general notice of this Commission.

Learned counsel for the petitioner prayed for time to comply with
the Commission's earlier Order dated 17.11.2020. In the interest of justice,
time prayed for is allowed.

List on 08.02.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**St. Marys Central School, Kinnigoli, Dakshina Kannada District,
Karnataka - 574150.**

Vs.

**Additional Chief Secretary to Government, Education Department
(Higher Education), Government of Karnataka, Sixth Floor, Multi-
Storeyed Building, Bengaluru, Karnataka – 560001**

Case No. 428 of 2020

01.09.2021

Present: Ms. Anju Joseph, Advocate for the petitioner.
None for the respondent.

Ms. Anju Joseph, Advocate appeared on behalf of the arguing
counsel Mr. Jose Abraham.

Due to Covid-19 pandemic and lockdown in the country this case is
taken up today, as per the general notice of this Commission.

Learned counsel for the petitioner prayed for time to comply with
the Commission's earlier Order dated 17.11.2020. In the interest of justice,
time prayed for is allowed.

List on 08.02.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Moulana Muhammedkutty Memorial Hr. Sec. School, Kuttay
P.O. Tirur Taluk, Malappuram, Kerala.**

V/s.

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

Case No. 24 of 2019

01.09.2021

Present: Ms. Anju Joseph, Advocate for the petitioner.
None for the respondent.

Ms. Anju Joseph, Advocate appeared on behalf of the
arguing counsel Mr. Junais P.

Order dictated separately and pronounced, which reads
as under:

“In view of the facts and observations, it is an admitted fact that the petitioner institution had applied to competent authority of the State of Kerala for grant of NOC under Section 10 of the NCMEI Act, 2004 and the said applications was not decided in accordance with the provisions of NCMEI Act, 2004 and verdict of the Hon’ble Apex Court by the State competent authority and passed the impugned order dated 08.07.2019. So in the interest of justice, we are of the considered opinion, without going on the merits of the case, it is just, proper and fit case to send the matter back to the state competent authority to decide the application of the petitioner institution for grant of NOC under Section 10 of the NCMEI Act, 2004 on merits after considering all the documents produced by the petitioner institutions at the earliest, expeditiously.”

Office is directed to send copy of this order to the State Competent Authority and in the interest of justice, in addition the petitioner institution is also directed to produce certified copy of this order before the State Competent Authority immediately for compliance of this order.

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

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

SR

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

**St. Thomas Public School, Enanthi, Nallamthanni P.O.,
Nilambur, Malappuram Dist., Kerala.**

V/s.

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

Case No. 671 of 2019

01.09.2021

Present: Ms. Anju Joseph, Advocate for the petitioner.
None for the respondent.

Ms. Anju Joseph, Advocate appeared on behalf of the arguing
counsel Mr. Jose Abraham.

Order dictated separately and pronounced, which reads as
under:

“In view of the facts and observations, it is an admitted fact that the petitioner institution had applied to competent authority of the State of Kerala for grant of NOC under Section 10 of the NCMEI Act, 2004 and the said applications was not decided in accordance with the provisions of NCMEI Act, 2004 and verdict of the Hon’ble Apex Court by the State competent authority and passed the impugned order dated 12.03.2019. So in the interest of justice, we are of the considered opinion, without going on the merits of the case, it is just, proper and fit case to send the matter back to the state competent authority to decide the application of the petitioner institution for grant of NOC under Section 10 of the NCMEI Act, 2004 on merits after considering all the documents produced by the petitioner institutions at the earliest, expeditiously.”

Office is directed to send copy of this order to the State Competent Authority and in the interest of justice, in addition the petitioner institution is also directed to produce certified copy of this order before the State Competent Authority immediately for compliance of this order.

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

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

SR

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

St. Thomas Higher Secondary School, Kilianthara, Kilianthara P.O., Kannur District, Kerala - 670706.

Vs.

Secretary, General Education Deptt., Govt. of Kerala, Thiruvananthapuram, Kerala.

CASE NO. 148 of 2020

01.09.2021

Present: Ms. Anju Joseph, Advocate for the petitioner
None for the respondent

Ms. Anju Joseph, Advocate appeared on behalf of the arguing counsel Mr. Jose Abraham.

Learned Counsel for the petitioner seeks leave to withdraw this petition. Leave is granted.

The petition is disposed of as withdrawn.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

VB

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

**B.V.J.M. Higher Secondary School, Perumpadavu, Karippal P.O., Kannur
District, Kerala - 670581.**

Vs.

**Secretary, General Education Deptt., Govt. of Kerala, Thiruvananthapuram,
Kerala.**

CASE NO. 149 of 2020

01.09.2021

Present: Ms. Anju Joseph, Advocate for the petitioner
None for the respondent

Ms. Anju Joseph, Advocate appeared on behalf of the arguing
counsel Mr. Jose Abraham.

Learned Counsel for the petitioner seeks leave to withdraw this
petition. Leave is granted.

The petition is disposed of as withdrawn.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

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

St. John's Higher Secondary School, Palavayal, Palavayal P.O., Kasargod District, Kerala - 670511.

Vs.

Secretary, General Education Deptt., Govt. of Kerala, Thiruvananthapuram, Kerala.

CASE NO. 150 of 2020

01.09.2021

Present: Ms. Anju Joseph, Advocate for the petitioner
None for the respondent

Ms. Anju Joseph, Advocate appeared on behalf of the arguing counsel Mr. Jose Abraham.

Learned Counsel for the petitioner seeks leave to withdraw this petition. Leave is granted.

The petition is disposed of as withdrawn.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

VB

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

St. Thomas Higher Secondary School, Manikkadavu, Manikkadavu P.O.,
Kannur District, Kerala - 670705.

Vs.

Secretary, General Education Deptt., Govt. of Kerala, Thiruvananthapuram,
Kerala.

CASE NO. 151 of 2020

01.09.2021

Present: Ms. Anju Joseph, Advocate for the petitioner
None for the respondent

Ms. Anju Joseph, Advocate appeared on behalf of the arguing
counsel Mr. Jose Abraham.

Learned Counsel for the petitioner seeks leave to withdraw this
petition. Leave is granted.

The petition is disposed of as withdrawn.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

VB

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

St. Paul School, Jhinhari, Opp. Govt. Polytechnic, Jhinhari, Katni, Madhya Pradesh - 483501

V/s

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

CASE NO. 719 of 2019

01.09.2021

Present: None

None appeared on behalf of both the parties even in second round.

Father Sibi Joseph, Secretary of the Jabalpur Diocesan Educational Society has sent 8 documents by post which are received in the Commission on dated 03.12.2020, which are taken on record.

Petitioner has sent some documents by post but petitioner has not filed proof of service of letter dated 10.06.2019. **(Petitioner has not filed original copy of letter dated 10.06.2019 for grant of No Objection Certificate with proof of service).**

In the interest of justice, list on 03.02.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

VB

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

Chavara Hills CMI Public School, Kurianad P.O., Kottayam Dt., Kerala.

Vs.

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

CASE NO. 723 of 2019

01.09.2021

Present: Ms. Anju Joseph, 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**

VB

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

St. Aloysius School, Niwas, Shahpura Road, Niwas Dt.- Mandla, Madhya Pradesh.

V/s

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

CASE NO. 729 of 2019

01.09.2021

Present: None

None appeared on behalf of both the parties even in second round.

Father Sibi Joseph, Secretary of the Jabalpur Diocesan Educational Society has sent 8 documents by post which are received in the Commission on dated 03.12.2020, which are taken on record.

Petitioner has sent some documents by post but petitioner has not filed proof of service of letter dated 10.06.2019.

In the interest of justice, list on 03.02.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

VB

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

**R.S. Bela Singh Hr. Sec. School,(Eng.& Hindi Medium) Prem Nagar,
Dasmesh Dwar, Madan Mahal Chowk, Jabalpur, Madhya Pradesh.**

V/s

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

CASE NO. 752 of 2019

01.09.2021

Present: None

None appeared on behalf of petitioner even in second round.

Despite service of registered notice, none appeared on behalf of the respondent. Respondent has sent a letter dated 17.08.2021 by post which is received in the Commission on dated 19.08.2021 which is taken on record.

Office is directed to send letter to the State Competent Authority that who wants to establish an educational institution must obtain No Objection Certificate from the State Competent Authority under section 10 of the NCMEI Act, 2004. Only establishment of institution is not enough for taking minority status certificate from this Commission as per the judgement of 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 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.

In the interest of justice, list on 03.02.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

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

**Seventh Day Adventist Matriculation School, No. 249, G.S.T. Road,
Kadaperi, Tambaram, Chennai, Tamil Nadu**

Vs.

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

CASE NO. 722 of 2019

01.09.2021

Present: Ms. Anju Joseph, Advocate for the petitioner
None for the respondent

Ms. Anju Joseph, Advocate appeared on behalf of the arguing counsel Mr. Jose Abraham.

Despite service of registered notice, none appeared on behalf of the respondent even in second round. Respondent has sent two counter affidavits by post which are received in the Commission on dated 27.02.2020 and 18.03.2021, which are taken on record.

Office is directed to provide a copy of counter affidavits to the learned counsel for the petitioner.

Learned counsel for the petitioner again prayed for time to file certified copies of the relevant documents as well as compliance of earlier order dated 20.11.2019. Learned counsel for the petitioner is also directed to submit copy of resolution passed by the General Body of the Society to authorize the signatory of the application to obtain Minority Status Certificate from this Commission.

It transpires from the application that the application for MSC was filed by the Mr. Ankur Pandhan D, Secretary but application for grant of NOC dated 12.03.2019 was filed before the State Competent Authority by some other person.

In the interest of justice, list on 03.02.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

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

Holy Angel Higher Secondary School, 2A, Kanagavel Colony, Madurai P.O.,
Madurai Dt., Tamil Nadu.

Vs.

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

CASE NO. 721 of 2019

01.09.2021

Present: Ms. Anju Joseph, Advocate for the petitioner
None for the respondent

Ms. Anju Joseph, Advocate appeared on behalf of the arguing
counsel Mr. Jose Abraham.

Learned counsel for the petitioner filed application under order VIII
Rule 9 of 151 C.P.C. read with Section 12 of the NCMEI Act, 2004 to
accept the rejoinder affidavit alongwith rejoinder affidavit, recognition order
in Tamil alongwith English translation copy, envelope with postage stamps
by hand which are received in Commission on dated 24.08.2021, which
are taken on record.

Office is directed to send notice to the respondent for the said
application.

It transpires from the record that Mr. Thomas Christopher has filed
this application as Secretary of the Holy Angel Higher Secondary School
Christian Educational Society. Same person has filed application before
the State Competent Authority on dated 27.12.2018 for grant of No
Objection Certificate as Correspondent of the petitioner institution. Out of
497, 59 students are from Christian minority community.

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

In the interest of justice, list on 03.02.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

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

I B M Inter College, Village – Mohiuddinpur, Post – Kailashpur, Dt. – Saharanpur, Uttar Pradesh.

Vs.

- 1. Director, Minorities Welfare Department, 6th Floor, Indira Bhavan, Lucknow, Uttar Pradesh**
- 2. Additional Chief Secretary, Department of School Education, Govt. of UP, Bahu Khandi, Secretariat, Lucknow (UP).**

CASE NO. 720 of 2019

01.09.2021

Present: Mohd. Suleman Shah for the petitioner
None for the respondent

Modh. Suleman Shah filed authorization letter which is taken on record. He prayed time to file explanation about the earlier order dated 20.11.2019.

In the interest of justice, list on 16.12.2021.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

VB

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

Delhi Public Global School, Mayfair Road, Pandat Nagla, Bye-Pas,
Moradabad, Uttar Pradesh – 244001.

V/s.

The Principal Secretary, Higher Education, Department of Education,
Government of Uttar Pradesh, Uttar Pradesh.

CASE NO. 139 of 2019

01.09.2021

Present: Ms. Anju Joseph, Advocate for the petitioner
None for the respondent

Ms. Anju Joseph, Advocate appeared on behalf of the arguing
counsel Mr. Junais P.

Physical inspection report is received from the Inspection
Committee by post on dated 02.08.2021 which is taken on record.

Office is directed to provide copy of said inspection report to the
learned counsel for the petitioner.

In the interest of justice, list on 06.10.2021.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

VB

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

School of Qur'an and Islamic Science (Madrasa), Mandalippara, Bendichal,
Kasargod Dist., Kerala – 671 541.

V/s.

The Secretary, General Education Department, Government of Kerala.

CASE NO. 148 of 2019

01.09.2021

Present: Ms. Anju Joseph, Advocate for the petitioner
None for the respondent

Ms. Anju Joseph, Advocate appeared on behalf of the arguing
counsel Mr. Junais P.

Learned counsel for the petitioner is directed to submit copy of
resolution passed by the General Body of the Trust to authorize the signatory of
the application to obtain Minority Status Certificate from this Commission.

It transpires from the record that total 40 students are from Muslim
minority community. This petition was filed by Manager, Al-Wafir
Education Trust.

In the interest of justice, list on 06.10.2021.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

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

**Aditya Kiran College of Applied Studies, Kuttoor P.O., Mathamangalam,
Kannur, Kerala**

V/s

**The Principal Secretary, Higher Education Department, Government of
Kerala, Thiruvananthapuram, Kerala.**

CASE NO. 184 of 2019

01.09.2021

**Present: Ms. Anju Joseph, Advocate for the petitioner
None for the respondent**

Ms. Anju Joseph, Advocate appeared on behalf of the arguing counsel Mr. Junais P.

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

Office is directed that in future mention respondent name as Principal Secretary, Higher Education Department, Govt. of Kerala, Thiruvananthapuram, Kerala instead of Secretary, General Education Department, Govt. of Kerala, Thiruvananthapuram, Kerala.

It also transpires that now State of Kerala again changed the State Competent authority for grant of NOC from Principal Secretary, Higher Education Department, Govt. of Kerala, Thiruvananthapuram, Kerala to Director, Directorate of Minority Welfare Department, Govt. of Kerala, 4th Floor, Vikas Bhawan, Thiruvananthapuram, Kerala.

In the fact and circumstances of the case, learned counsel for the petitioner is directed to submit one envelope with postage charges for sending notice to the present State competent authority.

In this case, till now we have not received any response from the State of Kerala.

Petitioner institution has applied to 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 recommendation for issuance of the minority status certificate to the petitioner institution, may be obtained from the committee consisting of 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 send letter again to the above Committee members for submitting the report.

In the interest of justice, list on 30.11.2021.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

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

St. Norbert School, Marianahalli, Dooda Gubbi, Bangalore, Karnataka.

V/s.

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

CASE NO. 185 of 2019

01.09.2021

Present: Ms. Anju Joseph, Advocate for the petitioner
None for the respondent

Ms. Anju Joseph, Advocate appeared on behalf of the arguing counsel Mr. Junais P.

Learned counsel for the petitioner is directed to submit copy of resolution passed by the General Body in favour of Fr. Binz Antony, President of the society to obtain Minority Status Certificate from this Commission.

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

It also transpires from the record that application for grant of MSC before this Commission was filed by Fr. Binz Antony but application for grant of No Objection Certificate on dated 14.11.2018 was filed by the another person because both signature are different.

In the interest of justice, list on 13.10.2021.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

VB

**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

01.09.2021

Present: Ms. Anju Joseph, Advocate for the petitioner
None for the respondent

Ms. Anju Joseph, Advocate appeared on behalf of the arguing counsel Mr. Junais P.

Despite letter we have not received any inspection report from the committee.

Learned Counsel for the petitioner is directed to submit copy of resolution passed by the General Body of the society / trust to authorize the signatory of the application to obtain Minority Status Certificate from this Commission.

Office is directed to send reminder letter to the inspection committee members for sending inspection report.

In the interest of justice, list on 13.10.2021.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

VB