

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

**Dr. Abdul Kalam International School & Research Academy, Peria
Vilai, Vetta Kottai Road, Kottaram, Kanyakumari District, Tamil Nadu.**

V/s.

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

Case No. 252 of 2019

12.07.2022

Present: Mr. B. Mathew, Advocate for the petitioner.
None for the respondent.

Mr. B. Mathew, Advocate appeared on behalf of the arguing
counsel Mr. Junais P and prayed for time to comply with the Commission's
earlier Order dated 18.05.2022.

List on 04.08.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

Ansh College of Pharmacy, "Aryans", 01 KM. Stone, Near Nai Dunia Press, Shivpuri Link Piproli Road, Kedarpur, Gwalior, Madhya Pradesh

V/s.

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

Case No. 270 of 2019

12.07.2022

Present: None.

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

On last occasion dated 17.05.2022, none was present on behalf of the petitioner.

Today also none appeared.

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**

**Kurumathur South AUP School, P.O. - Kurumathur, Karimbam,
District - Kannur, Kerala - 670142.**

V/s.

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

Case No. 316 of 2019

12.07.2022

Present: Mr. B. Mathew, Advocate for the petitioner.
None for the respondent.

Mr. B. Mathew, Advocate appeared on behalf of the arguing
counsel Mr. Junais P and prayed for adjournment.

Learned counsel for the petitioner filed four documents on dated
07.07.2022, which are taken on record.

In compliance of the Commission's earlier Order dated
07.04.2022, Inspection Committee has sent inspection report by email,
which was received in the Commission's Office on dated 08.06.2022, is
taken on record.

We have not received the original copy of physical inspection
report till date.

In the interest of justice, list on 25.08.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Aligarh Public School, 89/209, Bewis Compound, Bans Mandi,
Kanpur, Uttar Pradesh**

V/s.

- 1. Secretary, Department of Higher Education, Government of Uttar Pradesh.**
- 2. Additional Chief Secretary, Department of School Education, Govt. of Uttar Pradesh**

Case No. 325 of 2019

12.07.2022

Present: Mr. B. Mathew, Advocate for the petitioner.
None for the respondent.

Mr. B. Mathew, Advocate appeared on behalf of the arguing counsel Mr. Junais P.

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.

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

Learned counsel for the petitioner prayed for 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.

In the interest of justice, list on 30.08.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**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

12.07.2022

Present: Mr. B. Mathew, Advocate for the petitioner.
None for the respondent.

Mr. B. Mathew, Advocate appeared on behalf of the arguing
counsel Mr. Junais P.

Learned counsel for the petitioner filed seven documents on dated
13.05.2022, which are taken on record.

In the interest of justice, looking to the fact that all the total 210
students are from Muslim Minority Community. The information supplied
by the petitioner that the petitioner institution is unaided but the physical
inspection committee has not given the information whether the petitioner
institution is aided or unaided.

Secretary, NCMEI is directed to issue a letter to the State
Competent Authority, whether petitioner institution is aided or unaided.

In the interest of justice, list on 30.08.2022

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Madarsa Hanfiya Hafeezul Uloom, Naikepurwa Mauja Ram Bhari Post
- Bhaghar Buland, Block - Jhanjari, District - Gonda, Uttar Pradesh
V/s.**

**The Additional Chief Secretary, Department of School Education,
Government of Uttar Pradesh, Bahu Khandi, Secretariat, Lucknow,
Uttar Pradesh**

Case No. 402 of 2019

12.07.2022

Present: Mohd. Sajid Khan, Manager for the petitioner.
None for the respondent.

Mohd. Sajid Khan, Manager appeared on behalf of the petitioner institution and submitted that he has ready to file certain documents in compliance of the Commission's earlier Order dated 20.04.2022.

Mohd. Sajid Khan is directed to file the relevant documents before the Commission's Office.

Secretary, NCMEI is directed to send a letter (alongwith NOC letter) to the State Competent Authority of the Uttar Pradesh with directions that as per the Section 10 of NCMEI Act, 2004, only the authority nominated by the Government of Uttar Pradesh can grant NOC to the Educational Institutions. So in future only State Competent Authority should issue NOC in favor of Institutions.

List on 31.08.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Prem Pathshala, Canal Road, Gumniwala, Shyampur, Rishikesh,
Dehradun, U.K.**

V/s.

**Deputy Chief Secretary (Upper Mukhya Sachiv), Govt. of Higher
Education Uttarakhand, Uttarakhand.**

Case No. 612 of 2019

12.07.2022

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

Learned counsel for the petitioner filed Society renewal certificate by hand, before the Commission's Office on dated 02.05.2022, which is taken on record

In compliance of the Commission's earlier Order dated 14.12.2021, Inspection Committee has sent inspection report by post, which was received in the Commission's Office on dated 31.05.2022 and District Collector, Dehradun has sent the physical inspection report by post, which was received in the Commission's Office on dated 22.06.2022. We have received both inspection reports by email also and all are taken on record.

Now, fix the case for final arguments on 31.08.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**AGAPE Mission School, Gumniwala, By-Pass Road, Shyampur,
Rishikesh, Dehradun, U.K.**

V/s.

**Deputy Chief Secretary (Upper Mukhya Sachiv), Govt. of Higher
Education Uttarakhand, Uttarakhand.**

Case No. 614 of 2019

12.07.2022

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

Learned counsel for the petitioner filed Society renewal certificate by hand, before the Commission's Office on dated 02.05.2022, which is taken on record

Despite sending reminder by post and email also 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 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.

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

Learned counsel for the petitioner prayed for 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.

List on 31.08.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**New Oxford Public School, No. 7, 7th Main Road, Padarayanapura,
Bangalore, Karnataka - 560026**

V/s.

- 1. The Principal Secretary, Education Department, Government of
Karnataka, 6th Floor, Multi Storeyed Building, Karnataka – 560001**
- 2. The Additional Chief Secretary to Government, Education Department
(Higher Education), Government of Karnataka, Sixth Floor, Multi-
Storeyed Building, Bengaluru - 560001, Karnataka**

Case No. 740 of 2019

12.07.2022

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

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**

**Global Public School, No. 26/7-1, 17th Cross, 1st Main Road, Bapuji
Nagar, Mysore Road, Bangalore, Karnataka - 560026**

V/s.

- 1. Principal Secretary, Education deptt. Government of
Karnataka, Sixth Floor, Multi-storied Building ,
Bengaluru-560001.**
- 2. The Additional Chief Secretary to Government, Education
Department, (Higher Education), Government of Karnataka,
Sixth Floor, Multi-Storeyed Building, Bengaluru – 560001**

Case No. 742 of 2019

12.07.2022

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

Learned counsel for the petitioner filed an Affidavit of
Mr. Abdul Rahim by hand, before the Commission's Office on dated
05.07.2022, which is taken on record.

In the interest of justice, list on 01.09.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Samta Shiksha Niketan, Bhagwan Mahaveer Marg, Sagod Road,
Ratlam District, Madhya Pradesh - 457001.**

Vs.

**Secretary, Room No. 339, Backward Classes and Minority Welfare
Department, Satpuda Bhawan, Govt. of MP, Bhopal, Madhya
Pradesh.**

Case No. 69 of 2020

12.07.2022

Present: Mr. B. Mathews, Advocate for the petitioner.
None for the respondent.

Mr. B. Mathews, Advocate appeared on behalf of the arguing
counsel Mr. Junais P.

In compliance of the Commission's earlier Order dated 24.11.2021,
the Physical Inspection Committee has sent by post, its inspection report
along with the covering letter dated 30.03.2022, which is received in the
Commission's Office on dated 10.06.2022 and is taken on record.

We have also received same inspection report by e-mail which is
received in the Commission on dated 06.06.2022 which is also taken on
record.

Learned counsel for the petitioner again prayed for time to comply
with the Commission's earlier Orders dated 22.01.2020, 24.11.2021 and
31.03.2022. In the interest of justice, time prayed for is allowed.

In the interest of justice, list on 06.09.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

RS

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

**Wayanad Orphanage Higher Secondary School, Pinangood, Kalpetta,
Wayanad District, Kerala - 673122.**

Vs.

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

Case No. 70 of 2020

12.07.2022.

Present: Mr. B. Mathews, Advocate for the petitioner.
None for the respondent.

Mr. B. Mathews, Advocate appeared on behalf of the arguing
counsel Mr. Junais P.

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

We have perused the physical inspection report and it is observed
that the Committee members have not provided any information regarding
whether the petitioner institution is aided or un-aided.

Secretary of the Commission is directed to send a letter to the State
Competent Authority to provide the information as to whether the
petitioner institution is aided or un-aided because in another connected
matter of the same Society vide Case No. 71 of 2020 pending before this
Commission, we have received the Physical Inspection Report wherein
the Committee has stated that the petitioner institution is an aided
educational institution .

List on 06.09.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

RS

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

**Wayanad Orphanage Vocational Higher Secondary School, Muttill,
Wayanad Muslim Orphanage, Muttill P.O., Mandad via Kalpetta,
Wayanad District, Kerala - 673122.**

Vs.

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

Case No. 71 of 2020

12.07.2022.

Present: Mr. B. Mathews, Advocate for the petitioner.
None for the respondent.

Mr. B. Mathews, Advocate appeared on behalf of the arguing
counsel Mr. Junais P.

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

In compliance of the Commission's earlier Order dated 24.11.2021,
the Physical Inspection Committee has sent its inspection report along
with the covering letter dated 16.06.2022 by post which is received in the
Commission's Office on dated 22.06.2022 and is taken on record.

We have perused the Physical inspection report sent by the
Committee members wherein they have specifically mentioned that the
petitioner institution is an aided institution but as per the information
supplied by the petitioner in Column No. 11 of the MSC application, it is
mentioned as un-aided.

Learned counsel for the petitioner prayed for time to take
instructions from his client.

In the interest of justice, list on 06.09.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

RS

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

**Fatima Convent School, 111/84, Ashok Nagar, Kanpur, Uttar Pradesh
- 208012.**

Vs.

- 1. Principal Secretary, Secondary Education, Deptt. Of Education, Govt. of Uttar Pradesh, Uttar Pradesh.**
- 2. Additional Chief Secretary, Govt. of U.P. Higher Education & Secondary Education, Bahukhandi Secretariat, Lucknow, UP.**

Case No. 102 of 2020

12.07.2022

Present: Mr. B. Mathews, Advocate alongwith Sr. Jacintha Tauro AC
for the petitioner.
None for the respondent.

Mr. B. Mathews, Advocate appeared on behalf of the arguing
counsel Mr. Junais P.

Learned counsel for the petitioner filed an application under
Order VI Rule 17 read with Section 12(2) of the NCMEI Act, 2004 seeking
permission to amend the original MSC application, the amended petition
and copy of the said application alongwith envelope and postage charges
for sending notice to the respondent, before the Commission's Office on
dated 06.07.2022, which are taken on record.

Learned counsel for the petitioner is directed to file one more
envelope alongwith postage charges and also a copy of the above said
amended petition.

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

List on 07.09.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

RS

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

**Sacred Heart Matriculation School, Nellimarathupatti, Kelavalli P.O.,
Karimangalam T.K., Dharmapuri, Tamil Nadu-635202**

Vs.

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

Case No. 65 of 2021

12.07.2022.

Present : Mr. Jose Abraham, 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**

RS

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

**St. Peter's School, Basha, Bhagaiya PO, District Sahebganj,
Jharkhand-813208**

Vs.

**Director, Primary Education, Under School Education and Literacy
Department, 3rd Floor, MDI Building, SE & I Department, Behind
Project Bhawan, Post-Dhurwa, Dist-Ranchi, Jharkhand**

Case No. 66 of 2021

12.07.2022.

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

Learned Counsel for the petitioner again prayed for time to comply with the Commission's earlier Order dated 17.02.2021. In the interest of justice, last and final opportunity is granted for filing the documents.

List on 08.09.2022.

**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 School, Goradih Jirli, Kumoldauri P.O., District Godda,
Jharkhand-814165**

Vs.

**Director, Primary Education, Under School Education and Literacy
Department, 3rd Floor, MDI Building, SE & I Department, Behind
Project Bhawan, Post-Dhurwa, Dist-Ranchi, Jharkhand**

Case No. 67 of 2021

12.07.2022.

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

Learned Counsel for the petitioner again prayed for time to comply with the Commission's earlier Order dated 17.02.2021. In the interest of justice, last and final opportunity is granted for filing the documents.

List on 08.09.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

RS

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

**St. Savio's High School, Baccha, Mandro P.O., District Sahebganj,
Jharkhand-813208**

Vs.

- 1) Director, Primary Education, Under School Education and Literacy Department, 3rd Floor, MDI Building, SE & I Department, Behind Project Bhawan, Post-Dhurwa, Dist-Ranchi, Jharkhand**
- 2) Director, Secondary Education, Under School Education and Literacy Department, 3rd Floor, MDI Building, SE & I Department, Behind Project Bhawan, Post-Dhurwa, Dist-Ranchi, Jharkhand**

Case No. 68 of 2021

12.07.2022

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

Learned Counsel for the petitioner again prayed for time to comply with the Commission's earlier Order dated 17.02.2021. In the interest of justice, last and final opportunity is granted for filing the documents.

List on 08.09.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

RS

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

St. Peter Betancur Nursery and Primary E.M. School, Thaiyur Village, Periyapilleri, Kelambakkam (Via), District Kanchipuram, Tamil Nadu-603103

Vs.

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

Case No. 69 of 2021

12.07.2022

Present : Mr. Jose Abraham, 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 and postage charges to the learned counsel for the petitioner.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

RS

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

12.07.2022

**Somerville International School, A-07, Sector - 132, Expressway,
Noida, District - Gautam Budh Nagar, Uttar Pradesh - 201301.**

Vs.

- 1. Principal Secretary, Secondary Education Department, Babu Bhawan, 7th Floor, Lucknow, Uttar Pradesh – 226001**
- 2. Additional Chief Secretary, Department of Higher Education Govt. of UP Bahu Khandi,, Secretariat, Lucknow (UP).**

Present: Mr. Ajit Singh Arora, Advocate for the petitioner.

Mr. Ajit sing Arora, advocate appeared on behalf of the petitioner and filed his Vakalatnama, which is taken on record.

An application has been received by hand on 29.06.2022 from Somerville International School, A-07, Sector - 132, Expressway, Noida, District - Gautam Budh Nagar, Uttar Pradesh - 201301 for grant of minority status certificate. It be registered.

It transpires from the petition that on 16.03.2022 the petitioner has applied for grant of No Objection Certificate to the wrong State Competent Authority i.e. Principal Secretary, Secondary Education Department, Babu Bhawan, 7th Floor, Lucknow, Uttar Pradesh – 226001 instead of Additional Chief Secretary, Department of School Education Govt. of UP Bahu Khandi,, Secretariat, Lucknow (UP), which was received by the respondent on 21.03.2022, 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.

It also transpires from the petition that petitioner has filed General Body Resolution but not signed by the majority of the Governing Body Members.

Mr. Ajit Singh Arora seeks leave to withdraw the petition with liberty to file a fresh petition for the same relief. Leave and liberty is granted.

The petition is disposed of as withdrawn.

Office is directed to return envelope and postage charges to the petitioner.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

A.K

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

12.07.2022

Ursuline Primary Teachers' Education College, Chandrapura, P.O. Maheshpur, District - Pakur, Jharkhand - 816106.

Vs.

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

Present: None.

An application has been received by post on 29.06.2022 from Ursuline Primary Teachers' Education College, Chandrapura, P.O. Maheshpur, District - Pakur, Jharkhand - 816106, for grant of minority status certificate. It be registered.

Perused the office report and it transpires from record that the petitioner has not applied for grant of No Objection Certificate before the State Competent Authority.

The Hon'ble Supreme Court in Civil Appeal No. 3945 of 2018 in case of Sisters of St. Joseph of Cluny vs. The State of West Bengal and Ors. vide order dated 18.04.2018, has held that any person who desires to establish a minority educational institution after the amendment Act of 2006 came into force, must apply only to the competent authority for grant of No Objection Certificate for the said purpose.

All applications for the establishment of a minority educational institution after the amendment Act of 2006 must go to the competent authority set up under the statute.

It transpires from the records, that the petitioner has also applied before the State Competent Authority for grant of Minority Status Certificate and that application is still pending.

As per law and settled procedure, petitioner cannot apply before this Commission unless and until the Minority Status Certificate application is disposed by the State Competent Authority. Hence this application is not maintainable at this stage.

In this case, office has reported that the declaration part of MSC application signed by the Secretary and affidavit signed by the Principal of the School, level of education is also not mentioned and list of current members of the society is not certified by the registrar.

This Commission has issued public notice on dated 20.01.2020 that in order to streamline the process of filing application for grant of Minority Status Certificate in this Commission, it has been decided that the same person should sign the Declaration, Affidavit , and Vakalatnama, who can be the following:

1. Individual – Owner
2. Society – Chairman / President / Secretary
3. Trust – Trustee / Authorized signatory as per resolution.

Cont...

Ursuline Primary Teachers' Education College, Jharkhand - 816106.
Vs.
Director, Primary Education, Jharkhand – 834004.

Continued from pre-page

It also transpires from the petition that Petitioner has filed photocopy of MSC application whereas he has to file original application.

In this un-aided Institution out of the total 100 students 79 are from Christian Minority Community.

Office is directed to issue show cause notice to the petitioner by e-mail as to why this petition may not be dismissed at this stage.

In the interest of justice, list on 20.09.2022.

JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN

DR. JASPAL SINGH
MEMBER

DR. SHAHID AKHTER
MEMBER

A.K

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

12.07.2022

**Habibi Alpsankhyak Junior High School, Village Madnapur Urf Holpur,
Post - Sarkara Khas, Tehsil and District - Moradabad, Uttar Pradesh -
244001.**

Vs.

**Additional Chief Secretary, Department of School Education Govt. of
UP Bahu Khandi,, Secretariat, Lucknow (UP).**

Present: None.

An application has been received by post on 29.06.2022 from Habibi Alpsankhyak Junior High School, Village Madnapur Urf Holpur, Post - Sarkara Khas, Tehsil and District - Moradabad, Uttar Pradesh - 244001 for grant of minority status certificate. It be registered.

Perused the office report and it transpires from record that the petitioner has not applied for grant of No Objection Certificate before the State Competent Authority.

The Hon'ble Supreme Court in Civil Appeal No. 3945 of 2018 in case of Sisters of St. Joseph of Cluny vs. The State of West Bengal and Ors. vide order dated 18.04.2018, has held that any person who desires to establish a minority educational institution after the amendment Act of 2006 came into force, must apply only to the competent authority for grant of No Objection Certificate for the said purpose.

All applications for the establishment of a minority educational institution after the amendment Act of 2006 must go to the competent authority set up under the statute.

In this case, office has reported that the petitioner has not filed Unique ID issued by Niti Ayog, General Body Resolution and envelope with postage charges for sending notice to the State Competent Authority and affidavit filed by the petitioner is photocopy not original and petitioner has left blank the column No. 2 and 6(a).

Office is directed to issue show cause notice to the petitioner by e-mail as to why this petition may not be dismissed at this stage.

In the interest of justice, list on 15.09.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

A.K

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

12.07.2022

Madarsa Ahle Sunnat Gosul Uloom Niswa, Village - Madnapur Urf Holpur, Post - Sarkara Khas, Tehsil and District - Moradabad, Uttar Pradesh - 244001.

Vs.

Additional Chief Secretary, Department of School Education Govt. of UP Bahu Khandi,, Secretariat, Lucknow (UP).

Present: None.

An application has been received by post on 29.06.2022 from Madarsa Ahle Sunnat Gosul Uloom Niswa, Village - Madnapur Urf Holpur, Post - Sarkara Khas, Tehsil and District - Moradabad, Uttar Pradesh - 244001 for grant of minority status certificate. It be registered.

Perused the office report and it transpires from record that the petitioner has not applied for grant of No Objection Certificate before the State Competent Authority.

The Hon'ble Supreme Court in Civil Appeal No. 3945 of 2018 in case of Sisters of St. Joseph of Cluny vs. The State of West Bengal and Ors. vide order dated 18.04.2018, has held that any person who desires to establish a minority educational institution after the amendment Act of 2006 came into force, must apply only to the competent authority for grant of No Objection Certificate for the said purpose.

All applications for the establishment of a minority educational institution after the amendment Act of 2006 must go to the competent authority set up under the statute.

In this case, office has reported that the petitioner has not filed General Body Resolution and envelope with postage charges for sending notice to the State Competent Authority and petitioner has left blank the column No. 2 and 6(a) of the MSC application.

Office is directed to issue show cause notice to the petitioner by e-mail as to why this petition may not be dismissed at this stage.

In the interest of justice, list on 15.09.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

A.K

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

12.07.2022

**Madarsa Ahle Sunnat Gosul Uloom, Village - Madnapur Urf Holpur,
Post - Sarkara Khas, Tehsil and District - Moradabad, Uttar Pradesh -
244001.**

Vs.

**Additional Chief Secretary, Department of School Education Govt. of
UP Bahu Khandi,, Secretariat, Lucknow (UP).**

Present: None.

An application has been received by post on 29.06.2022 from Madarsa Ahle Sunnat Gosul Uloom, Village - Madnapur Urf Holpur, Post - Sarkara Khas, Tehsil and District - Moradabad, Uttar Pradesh - 244001 for grant of minority status certificate. It be registered.

Perused the office report and it transpires from record that the petitioner has not applied for grant of No Objection Certificate before the State Competent Authority.

The Hon'ble Supreme Court in Civil Appeal No. 3945 of 2018 in case of Sisters of St. Joseph of Cluny vs. The State of West Bengal and Ors. vide order dated 18.04.2018, has held that any person who desires to establish a minority educational institution after the amendment Act of 2006 came into force, must apply only to the competent authority for grant of No Objection Certificate for the said purpose.

All applications for the establishment of a minority educational institution after the amendment Act of 2006 must go to the competent authority set up under the statute.

In this case, office has reported that the petitioner has not filed UID issued by Niti Ayog, General Body Resolution and envelope with postage charges for sending notice to the State Competent Authority and affidavit filed by the petitioner is photocopy not original and petitioner has left blank the column No. 2 and 6(a) of the MSC application.

Office is directed to issue show cause notice to the petitioner by e-mail as to why this petition may not be dismissed at this stage.

In the interest of justice, list on 15.09.2022.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. JASPAL SINGH
MEMBER**

**DR. SHAHID AKHTER
MEMBER**

A.K