G.D. Global School, Kartalpur Byepass, Palhani Azamgarh, District - Azamgarh, Uttar Pradesh - 276001

V/s.

- 1. Additional Chief Secretary, Department of School Education, Bahu Khandi, Secretariat, Lucknow, Uttar Pradesh.
- 2. Additional Chief Secretary, Govt. of U.P., Department of Secondary Education, Bahukhandi Secretariat, Lucknow, UP.

## Case No. 750 of 2019

16.05.2023

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

Heard, learned counsel for the petitioner.

Reserved for Orders.

#### DR. JUSTICE NARENDRA KUMAR JAIN CHAIRMAN

DR. JASPAL SINGH MEMBER

DR. SHAHID AKHTER MEMBER

Lourdes Matriculation Higher Secondary School, No. 30, Bunder Garden Street, Perambur, Chennai, Tamil Nadu - 600011.

Vs.

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

Case No. 819 of 2019

16.05.2023

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

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

Despite reminder letter, we have not received any reply/response from the respondent till now.

Learned counsel for the petitioner prayed for time to comply with the Commission's earlier Order dated 18.04.2023.

Office is directed to send reminder letter by post/ e-mail to the respondent for sending reply before the next date of hearing and provide a copy of the reminder letter to the learned counsel for the petitioner in order to pursue the matter with the respondent.

List on 01.08.2023

## DR. JUSTICE NARENDRA KUMAR JAIN CHAIRMAN

DR. JASPAL SINGH MEMBER

DR. SHAHID AKHTER MEMBER

St. Anne's Matriculation School, No. 152, GNT Road, Ponniammenmedu, Madhavaram, Chennai, Tamil Nadu - 600110. Vs.

Principal Secretary, School Education Department, Government of Tamil Nadu, Fort St. George, Secretariat, Chennai, Tamil Nadu – 9. Case No. 820 of 2019 16.05.2023

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

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

Despite reminder letter, we have not received any reply/response from the respondent till now.

Learned counsel for the petitioner prayed for time to comply with the Commission's earlier Order dated 18.04.2023.

Office is directed to send reminder letter by post/ e-mail to the respondent for sending reply before the next date of hearing and provide a copy of the reminder letter to the learned counsel for the petitioner in order to pursue the matter with the respondent.

List on 01.08.2023

## DR. JUSTICE NARENDRA KUMAR JAIN CHAIRMAN

DR. JASPAL SINGH MEMBER

DR. SHAHID AKHTER MEMBER

St. John's Matriculation Higher Secondary School, Sathya Nagar, Katpadi Road, Gudiyattam, Vellore District, Tamil Nadu - 632602.

Vs.

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

# Case No. 823 of 2019

16.05.2023

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

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

Despite reminder letter, we have not received any reply/response from the respondent till now.

Learned counsel for the petitioner prayed for time to comply with the Commission's earlier Order dated 18.04.2023.

Office is directed to send reminder letter by post/ e-mail to the respondent for sending reply before the next date of hearing and provide a copy of the reminder letter to the learned counsel for the petitioner in order to pursue the matter with the respondent.

List on 01.08.2023

#### DR. JUSTICE NARENDRA KUMAR JAIN CHAIRMAN

DR. JASPAL SINGH MEMBER

DR. SHAHID AKHTER MEMBER

St. Anne's Matriculation School, Choodapuram, Belathur P.O., Hosur T.K., Bagalur, Krishnagiri District, Tamil Nadu - 635124.

Vs.

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

# Case No. 824 of 2019

16.05.2023

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

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

Despite reminder letter, we have not received any reply/response from the respondent till now.

Learned counsel for the petitioner prayed for time to comply with the Commission's earlier Order dated 18.04.2023.

Office is directed to send reminder letter by post/ e-mail to the respondent for sending reply before the next date of hearing and provide a copy of the reminder letter to the learned counsel for the petitioner in order to pursue the matter with the respondent.

List on 01.08.2023

#### DR. JUSTICE NARENDRA KUMAR JAIN CHAIRMAN

DR. JASPAL SINGH MEMBER

DR. SHAHID AKHTER MEMBER

St. Anne's Arts and Science College, G.N.T. Road, Ponniammanmedu, Madavavaram, Chennai, Tamil Nadu - 600011.

Vs.

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

Case No. 825 of 2019

16.05.2023

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

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

Despite reminder letter, we have not received any reply/response from the respondent till now.

Learned counsel for the petitioner prayed for time to comply with the Commission's earlier Order dated 18.04.2023.

Office is directed to send reminder letter by post/ e-mail to the respondent for sending reply before the next date of hearing and provide a copy of the reminder letter to the learned counsel for the petitioner in order to pursue the matter with the respondent.

List on 01.08.2023

## DR. JUSTICE NARENDRA KUMAR JAIN CHAIRMAN

DR. JASPAL SINGH MEMBER

DR. SHAHID AKHTER MEMBER

St. Anne's Matriculation Higher Secondary School, J.N. Road, Behind R.C. Church, Thiruvallur, Thiruvallur District, Tamil Nadu - 602001. Vs.

Principal Secretary, School Education Department, Government of Tamil Nadu, Fort St. George, Secretariat, Chennai, Tamil Nadu – 9. Case No. 826 of 2019 16.05.2023

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

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

Despite reminder letter, we have not received any reply/response from the respondent till now.

Learned counsel for the petitioner prayed for time to comply with the Commission's earlier Order dated 18.04.2023.

Office is directed to send reminder letter by post/ e-mail to the respondent for sending reply before the next date of hearing and provide a copy of the reminder letter to the learned counsel for the petitioner in order to pursue the matter with the respondent.

List on 01.08.2023

#### DR. JUSTICE NARENDRA KUMAR JAIN CHAIRMAN

DR. JASPAL SINGH MEMBER

DR. SHAHID AKHTER MEMBER

St. Anne's Matriculation Higher Secondary School, No. 495, T.H. Road, Ramana Nagar, B.D. Office, Minjur, Ponneri T.K., Thiruvallur District, Tamil Nadu - 601203.

Vs.

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

## Case No. 827 of 2019

16.05.2023

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

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

Despite reminder letter, we have not received any reply/response from the respondent till now.

Learned counsel for the petitioner prayed for time to comply with the Commission's earlier Order dated 18.04.2023.

Office is directed to send reminder letter by post/ e-mail to the respondent for sending reply before the next date of hearing and provide a copy of the reminder letter to the learned counsel for the petitioner in order to pursue the matter with the respondent.

List on 01.08.2023

## DR. JUSTICE NARENDRA KUMAR JAIN CHAIRMAN

DR. JASPAL SINGH MEMBER

DR. SHAHID AKHTER MEMBER

Indore Management Institute and Research Centre, Gram Datoda Khandwa Road, Indore, Madhya Pradesh - 452020.

Vs.

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

Case No. 468 of 2020

16.05.2023

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

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

Leave and liberty is granted.

The petition is disposed of as withdrawn.

Office is directed to return the envelope to the learned counsel for the petitioner.

## DR. JUSTICE NARENDRA KUMAR JAIN CHAIRMAN

DR. JASPAL SINGH MEMBER

DR. SHAHID AKHTER MEMBER

St. Stephen's School, Christian Basti, P.O. Dispur, Guwahati, Assam - 781005.

Vs.

# Joint Secretary, Education Department (Higher), Assam Secretariat, Block C, Secretariat Complex, Dispur, Guwahati, Assam - 6.

Case No. 108 of 2021

16.05.2023

Present: Mr. Tariq Adeeb, Advocate for the petitioner. None for the respondent.

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

Office has sent letter to The District Social Welfare Officer (Member Secretary), Government of Assam, Dispur Guwahati, Assam, which is received un-served and returned back to this Commission on dated 17.04.2023, Department of Post Office has not given any remark why they have return this letter, which is taken on record.

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 before 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.

In the interest of justice, list on 09.08.2023.

# DR. JUSTICE NARENDRA KUMAR JAIN CHAIRMAN

DR. JASPAL SINGH MEMBER

Amala Matriculation Higher Secondary School, Thuraiyur Road, Musiri, Trichy District, Tamil Nadu - 621211. Vs.

Principal Secretary, School Education Department, Government of Tamil Nadu, Rina Road, Fort St. George, Secretariat, Chennai, Tamil Nadu - 600009. Case No. 130 of 2021 16.05.2023

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/ physical inspection report 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 I reminder by post and also by email to the members of Physical Inspection Committee, for sending the inspection report positively before next date of hearing.

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

In the interest of justice, list on 09.08.2023.

DR. JUSTICE NARENDRA KUMAR JAIN CHAIRMAN

> DR. JASPAL SINGH MEMBER

DR. SHAHID AKHTER MEMBER

Asha Niketan School of Nursing, Bhopal Village, Huzur Tehsil, Bhopal District, M.P.

V/s.

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

Case No. 154 of 2021

16.05.2023

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/ physical inspection report 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 before next date of hearing.

In the interest of justice, list on 10.08.2023.

### DR. JUSTICE NARENDRA KUMAR JAIN CHAIRMAN

DR. JASPAL SINGH MEMBER

DR. SHAHID AKHTER MEMBER

Vyas World School, Opposite - Mahanagar Colony, Behind Reg College, Pilibhit Bypass, Bareilly District, Uttar Pradesh - 243122.

Vs.

- 1. Additional Chief Secretary, Department of Higher & Secondary Education, Government of U.P., Bahu Khandi, Secretariat, Lucknow, U.P. 226001
- 2. Additional Chief Secretary, Department of Secondary Education, Government of U.P., Bapu Bhawan, 7th Floor, Lucknow, Uttar Pradesh - 226001

## Case No. 45 of 2022

16.05.2023.

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

Heard, learned counsel for the petitioner.

Reserved for Orders.

### JUSTICE NARENDRA KUMAR JAIN CHAIRMAN

DR. JASPAL SINGH MEMBER

DR. SHAHID AKHTER MEMBER

R.C. St. Joseph's High School, Koothavakkam, OMR, Thiruporur, Kancheepuram District, Tamil Nadu - 603104.

Vs.

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

Case No. 157 of 2022

16.05.2023.

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

In compliance of the Commission's earlier Order dated 10.11.2022, the Physical Inspection Committee has sent its inspection report along with the covering letter dated 21.02.2023 by post which is received in the Commission's Office on dated 27.02.2023 and is taken on record.

District Collector, Kancheepuram has written a letter dated 28.04.2023 to the District Collector, Chengalpet District and sent a copy of the same by post to the Commission which is received in the Commission's Office on dated 09.05.2023 and is taken on record. In the said letter it is mentioned that the petitioner institution falls under the jurisdiction of the Chengalpet District.

Copy of the same letter dated 13.03.2023 is also received by post alongwith other cases in the Commission's Office on dated 20.03.2023. Photocopy of the letter dated 13.03.2023 is also taken on record.

Learned counsel for the petitioner again prayed for time to comply with the Commission's earlier Order dated 23.02.2023. In the interest of justice, time prayed for is allowed.

List on 16.08.2023.

# JUSTICE NARENDRA KUMAR JAIN CHAIRMAN

DR. JASPAL SINGH MEMBER

Samrat Chandragupt Maurya Madhyaamik Vidyalaya, Bahadurnagar, Soron, Zila Kasganj, Uttar Pradesh - 207403.

Vs.

Additional Chief Secretary, Secondary Education Department, Bapu Bhawan, 7th Floor, Lucknow, Uttar Pradesh - 226001.

### Case No. 167 of 2022

16.05.2023.

Present: Mr. Mahipal for the petitioner. None for the respondent.

Mr. Mahipal appeared on behalf of the petitioner institution.

None appeared on behalf of the respondent, even in the second round

The original notice of the Commission dated 28.02.2023 is received back as un-served in the Commission's Office on dated 20.03.2023 and is taken on record.

Despite service of notice by registered post, and we have not received any response/reply from the State Competent Authority. In the facts and circumstances of the case we deem it just and proper that physical inspection report alongwith the recommendations may be obtained from the Committee consisting 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 petitioner.

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 16.08.2023 .

## JUSTICE NARENDRA KUMAR JAIN CHAIRMAN

DR. JASPAL SINGH MEMBER

Sacred Heart School, Trich Pudukottai Main Road, Mathur Post, Kulathur Taluk, Pudukottai District, Tamil Nadu - 622515.

Vs.

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

### Case No. 169 of 2022

16.05.2023

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

In compliance of the Commission's earlier Order dated 29.11.2022, the Physical Inspection Committee has sent its inspection report along with the covering letter dated 02.05.2023 by post which is received in the Commission's Office on dated 10.05.2023 and is taken on record.

District Collector, Pudukkottai has sent a letter dated 20.02.2023 by post which is received in the Commission's Office on dated 28.02.2023 and is also taken on record.

Learned counsel for the petitioner submitted that petitioner has already filed certified copies of all the relevant documents.

In the interest of justice, list the case for final arguments on 16.08.2023.

## JUSTICE NARENDRA KUMAR JAIN CHAIRMAN

DR. JASPAL SINGH MEMBER

DR. SHAHID AKHTER MEMBER

A.G. Hashmi Degree College, Sadullah Nagar, Balrampur, Uttar Pradesh - 271307.

Vs.

Additional Chief Secretary, Higher Education Department, Bapu Bhawan, 7th Floor, Lucknow, Uttar Pradesh - 226001.

Case No. 170 of 2022

16.05.2023

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

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

Leave and liberty is granted.

The petition is disposed of as withdrawn.

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

## JUSTICE NARENDRA KUMAR JAIN CHAIRMAN

DR. JASPAL SINGH MEMBER

DR. SHAHID AKHTER MEMBER

St. Dominic's Primary School (English Medium), Nicol Bhavan, Bodeli Road, Kawant Taluk, Chhotaudepur, Vadodara District, Gujarat - 391170.

Vs.

Director, Primary Education, Dr. Jivraj Mehta Bhavan, 2nd Floor, 12/1, Gandhinagar, Gujarat - 382010.

#### Case No. 63 of 2023

16.05.2023

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

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

On behalf of the respondent, Dr. D,.G. Joshi, Joint Director, Directorate of Primarry Education, Gandhinagar, Gujarat has sent by post a letter dated 06.05.2023, which is received in the Commission's Office on dated 11.05.2023 alongwith a letter dated 04.11.2022 which is in Gujarati language which are taken on record.

In the said letter the respondent has submitted that petitioner institution has requested them for grant of MSC by application dated 25.10.2022 but the school has not provided any document as mentioned in point 1 to 7 in GR dated 11.04.2008 for granting MSC. So, because of lack of providing the relevant documents by the school, the proposal of the said school to get the MSC has been rejected by them from the letter dated 07.11.2022 and have attached a copy of the letter therewith and have requested to cancel the application of the said school and sought exemption from attending a face to face hearing held at our Office.

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

In the interest of justice, list on 22.08.2023 .

JUSTICE NARENDRA KUMAR JAIN CHAIRMAN

> DR. JASPAL SINGH MEMBER

# St. Paul School, Chhibramau, Kannoj, Uttar Pradesh - 209721.

Vs.

# Additional Chief Secretary, Department of Secondary Education, Government of Uttar Pradesh.

#### Case No. 64 of 2023

#### 16.05.2023

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

Mr. Kaptan Singh, Principal of Govt. High School, Dyorha, Kannauj, UP for the respondent.

In compliance of the notice issued to the respondent, Mr. Kaptan Singh, Principal of Govt. High School, Dyorha, Kannauj, UP appeared on behalf of the respondent and filed his authorization letter issued by District Inspector of School, Kannauj alongwith with two other letters and the inspection report signed by the District Social Welfare Officer and the District Inspector of School, Kannauj which are taken on record.

Mr. Kaptan Singh submitted that respondent has no objection in granting MSC to the petitioner institution.

We are surprised to see the working position of the respondent in the State of Uttar Pradesh. The Government of Uttar Pradesh has appointed Additional Chief Secretary, Department of Secondary Education, Government of Uttar Pradesh as the Competent Authority and has further authorized Mr. Kaptan Singh, Principal of Govt. High School, Dyorha, Kannauj, UP to appear on behalf of the respondent before the Court of the Commission and Mr. Kaptan Singh has submitted that respondent has no objection in granting MSC to the petitioner institution without filing any reply.

Secretary of the Commission is directed to send a copy of this Order to the respondent for perusal and to state that it is extremely disappointing to see the working position of the State Competent Authority of Government of Uttar Pradesh as they have appointed the Principal of the Government High School to appear before the court of the Commission on behalf of the respondent.

Learned counsel for the petitioner submitted that petitioner has already filed certified copies of all the relevant documents.

In the interest of justice, list on 22.08.2023 .

JUSTICE NARENDRA KUMAR JAIN CHAIRMAN

> DR. JASPAL SINGH MEMBER

St. Anne's Academy Matriculation School, Vembarpatti P.O., Dindigul District, Tamil Nadu - 624308.

Vs.

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

Case No. 65 of 2023

16.05.2023

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

Learned counsel for the petitioner prayed for time to comply with the Commission's earlier Order dated 28.02.2023. In the interest of justice, time prayed for is allowed.

List on 22.08.2023.

# JUSTICE NARENDRA KUMAR JAIN CHAIRMAN

DR. JASPAL SINGH MEMBER

DR. SHAHID AKHTER MEMBER

Sacred Heart College Chalakkudi, Railway Station Road, Thrissur District, Kerala - 680307.

Vs.

Director, Directorate of Minority Welfare, Government of Kerala, 4th Floor, Vikas Bhavan, Thiruvananthapuram, Kerala - 695033.

**Unregistered Case No.** 

16.05.2023

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

An application for grant of duplicate MSC to Sacred Heart College Chalakkudi, Railway Station Road, Thrissur District, Kerala has been received by hand on 13.04.2023. It be registered under miscellaneous head of Cases

Heard, learned counsel for the petitioner.

Reserved for Orders.

## JUSTICE NARENDRA KUMAR JAIN CHAIRMAN

DR. JASPAL SINGH MEMBER

DR. SHAHID AKHTER MEMBER