

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

**Quaderia Burhani English Hr. Sec. School, Itwara Main Road,
Tehsil - Burhanpur, Khandwa District, Madhya Pradesh - 450331
V/s.**

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

Case No. 57 of 2020

04.07.2023.

Present: Ms. Lakshmi Sree P., Advocate for the petitioner.
None for the respondent.

1. Ms. Lakshmi Sree P., Advocate appeared on behalf of the arguing counsel Mr. Junais P.
2. In compliance of the Commission's earlier Order dated 19.04.2023, Office has sent letter to the members of the Physical Inspection Committee and said Committee members have sent the inspection report dated 06.06.2023 by post which was received in the Commission's Office on dated 12.06.2023 and is taken on record.
3. Office is directed to provide a copy of the inspection report dated 06.06.2023 to the learned counsel for the petitioner.

In the interest of justice, list on 29.08.2023.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. SHAHID AKHTER
MEMBER**

RS

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

**Dheeraj International School, Plot No. 1, Sector 10, 1 Atal Bihari
Vajpayee Marg, PCNDTA, Bhosari, Pune, Maharashtra**

Vs.

**Joint Secretary, Minorities Development Deptt, Mantralaya
(Annexe), Mumbai, Maharashtra.**

Case No. 77 of 2020

04.07.2023.

Present: Ms. Lakshmi Sree P., Advocate for the petitioner.
None for the respondent.

1. Ms. Lakshmi Sree P., Advocate appeared on behalf of the arguing counsel Mr. Junais P.
2. The reminder letter sent to District Social Welfare Officer, Rom No.206, Shivajinagar, Distt- Pune, Maharashtra has been received back as un-served in the Commission's Office on dated 24.04.2023 and is taken on record.
3. In this case as per the information furnished by the learned counsel for the petitioner, the members of the Physical Inspection Committee have already inspected the petitioner institution but we have not received the inspection report from the said Committee members till now.
4. Office is directed to again send reminder letter by post and also by email to the members of Physical Inspection for sending the inspection report positively by next date of hearing.
5. Learned counsel for the petitioner again prayed for time to file certain documents. Time prayed for is allowed.
In the interest of justice, list on 24.08.2023.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. SHAHID AKHTER
MEMBER**

RS

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

Mandawar Degree College, Mandawar, Bijnor, Uttar Pradesh - 246721.

Vs.

Principal Secretary, Higher Education, Department of Education, Government of Uttar Pradesh, Bahu Khandi, Secretariat, Lucknow, Uttar Pradesh - 226001.

Case No. 169 of 2020

04.07.2023.

Present: Ms. Lakshmi Sree P., Advocate for the petitioner.
None for the respondent.

1. Ms. Lakshmi Sree P., Advocate appeared on behalf of the arguing counsel Mr. Junais P.
2. In compliance of the Commission's earlier Order dated 20.04.2023, District inspector of Schools, Bijnor and District Minority Welfare Officer, Bijnor have sent by post original inspection report along with the covering letter dated 27.05.2023 which was received in the Commission's Office on dated 06.06.2023 and is taken on record.
3. As per the Commission's earlier Order dated 20.04.2023, there is no signature of the representative of the District Collector (Chairperson).
4. Office is directed to send letter by post and also by email to the District Collector (Chairperson) that why his representative/Chairperson of the Physical inspection Committee has not signed the inspection report and direct him to send original inspection report alongwith his signature positively before the next date of hearing

In the interest of justice, list on 24.08.2023.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. SHAHID AKHTER
MEMBER**

RS

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

R.C.M. High School, St. Thomas Mount, Chennai, Tamil Nadu - 600016.

Vs.

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

Case No. 175 of 2020

04.07.2023.

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

1. In compliance of the Commission's earlier Order dated 28.03.2023, Office has sent letter to the respondent but despite service of registered letter to the State Competent Authority, we have not received any reply/response from them till now.
2. Office is directed to again issue notice to the State Competent Authority of Tamil Nadu in compliance of Commission's earlier Order dated 28.03.2023.

In the interest of justice, list on 29.08.2023.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. SHAHID AKHTER
MEMBER**

RS

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

**St. Joseph's Girls Hr. Sec. School, Jayamadha Nagar,
Jolarpettai, Vellore District, Tamil Nadu - 635851.**

Vs.

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

Case No. 177 of 2020

04.07.2023.

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

1. In compliance of the Commission's earlier Order dated 28.03.2023, Office has sent letter to the respondent but despite service of registered letter to the State Competent Authority, we have not received any reply/response from them till now.

2. Office is directed to again issue notice to the State Competent Authority of Tamil Nadu in compliance of Commission's earlier Order dated 28.03.2023.

In the interest of justice, list on 29.08.2023.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. SHAHID AKHTER
MEMBER**

RS

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

**M S Creative School, Municipal No. 1-4-758/7 to 10, 10A, 10B,
Bakaram, Musheerabad, Hyderabad, Telangana - 500020.**

Vs.

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

Case No. 285 of 2020

04.07.2023.

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

1. Despite reminder by post and e-mail to the members of the Physical Inspection Committee, we have not received any response/Physical inspection report from the members of the said Committee.
2. Learned counsel for the petitioner has submitted that the members of the Physical Inspection Committee have already inspected the petitioner institution.
3. Learned counsel for the petitioner also submitted that the petitioner has filed certified copies of all the relevant documents.
4. Office is directed to again issue reminder letter by post and e-mail to the members of the Physical Inspection Committee for sending the report positively before the next date of hearing.

In the interest of justice, list on 30.08.2023.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. SHAHID AKHTER
MEMBER**

RS

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

**St. Joseph's Primary School, North Street, Thiruvaiyaru,
Thanjavur District, Tamil Nadu - 613204.**

Vs.

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

Case No. 311 of 2020

04.07.2023.

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

1. Learned Counsel for the petitioner has filed one document before the Commission's office on dated 06.06.2023, which is taken on record.

2. Learned counsel for the petitioner again prayed for time to comply with the Commission's earlier Order dated 20.04.2023. In the interest of justice, time prayed for is allowed.

In the interest of justice, list on 30.08.2023.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. SHAHID AKHTER
MEMBER**

RS

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

**Don Bosco School of Excellence, Semmozhi Nagar,
Vaniyambadi Road, Pachal Village, Tirupattur Taluk, Vellore
District, Tamil Nadu - 635601.**

Vs.

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

CASE NO. 440 of 2020

04.07.2023.

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

1. Despite sending reminder by post and e-mail to the members of the Physical Inspection Committee, we have not received any response/Physical inspection report from the members of the said Committee.
2. Learned counsel for the petitioner has submitted that the members of the Physical Inspection Committee have already inspected the petitioner institution.
3. Office is directed to again issue reminder letter by post and e-mail to the members of the Physical Inspection Committee for sending the report positively before the next date of hearing.

In the interest of justice, list on 31.08.2023.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. SHAHID AKHTER
MEMBER**

RS

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

**L.E.F. Eton Nursery and Primary Schol, Velliankadu P.O.,
Karamadai (Via), Coimbatore District, Tamil Nadu.**

Vs.

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

CASE NO. 98 of 2023

04.07.2023.

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

1. Despite service of notice by registered post and e-mail, none appeared on behalf of the respondent even in the second round.
2. Respondent has sent by post counter affidavit alongwith covering letter dated May, 2023, which was received in the Commission's Office on dated 12.06.2023 and is taken on record.
3. Office is directed to provide a copy of the Counter Affidavit to the learned counsel for the petitioner.

In the interest of justice, list on 19.09.2023.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. SHAHID AKHTER
MEMBER**

RS

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

**Gautam Buddha Education Center, Sikandarpur Nigoh (Badepur),
Post- Nigoh Khas Chhibramau, District- Kannauj, Uttar Pradesh.**

Vs.

- 1. Principal Secretary, Department of Secondary Education,
Govt. of Uttar Pradesh, Bahu khandi, Secretariat, Lucknow,
Uttar Pradesh.**
- 2. Additional Chief Secretary, Department of Basic Education,
Govt. of Uttar Pradesh, Bahu khandi, Secretariat, Lucknow,
Uttar Pradesh.**

Case No. 99 of 2023

04.07.2023.

Present: Mr. Shiv Pratap Singh Bauddh for the petitioner.

1. In compliance of Show cause notice issued by the Commission, Mr. Shiv Pratap Singh Bauddh, Secretary, Gautam Buddha Shiksha Avm Jankalyan Sansthan appeared on behalf of the petitioner institution and submitted that earlier they have filed an application before the Joint Director, Minority Welfare Department, Lucknow, Uttar Pradesh and as per their notification signed on 05.01.2015 wherein the date is not legible, the petitioner has applied before the right competent authority which is Principal Secretary, Department of Secondary Education, Govt. of Uttar Pradesh.

2. Mr. Shiv Pratap Singh Bauddh prayed for time to file certain relevant documents. In the interest of justice, time prayed for is allowed.

In the interest of justice, list on 19.09.2023.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. SHAHID AKHTER
MEMBER**

RS

**NATIONAL COMMISSION FOR MINORITY
EDUCATIONAL INSTITUTIONS**

04.07.2023

St. Monica English Medium School, Kumbla, Kasargod Dt., Karala – 671 321.

Vs.

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

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

1. An application has been received by hand on 05.06.2023 from St. Monica English Medium School, Kumbla, Kasargod Dt., Karala – 671 321 for grant of minority status certificate. It be registered.
2. It transpires from the petition that the petitioner has applied on dated 02.11.2020 for grant of No Objection Certificate to the State Competent Authority i.e. Director, Directorate of Minority Welfare, Government of Kerala, 4th Floor, Vikas Bhavan, Thiruvananthapuram, Kerala – 695033.
3. Thereafter, State Competent Authority vide its order No. 4680/MSC/2021/DMW dated 15.05.2023 grant No Objection Certificate to the petitioner Institute.
4. Petitioner has filed Resolution passed by the Governing Body to obtain Minority Status Certificate from this Commission.
5. It also transpires from the petition that this is Un-aided School (Secondary Level). During the academic year 2020-21 of the 530 enrolled students, 08 students were from the Christian Minority Community, in 2021-22 of the 624 enrolled students 08 Students are from the Christian Minority Community, in 2022 -23 of the 548 enrolled students 16 students are belong to the Christian Minority Community.
6. In this case office has also reported that in the year 2022-23 of the 548 enrolled students only 16 Christian students are studying.
7. Looking to the observations of Hon'ble High Court of Kerala passed in W.P. (C) Nos. 8642 and 22570 of 2022 dated 1st February, 2023 and order passed by the State Competent Authority against the application for grant of No Objection Certificate, in the interest of justice, issue notice to the respondent by registered Ad and e – mail.
8. List on 20.09.2023.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. SHAHID AKHTER
MEMBER**

A.K

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

04.07.2023

St. Joseph's Industrial School, Kumananchavadi, Poonamallee, Chennai, Tamil Nadu - 600056.

Vs.

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

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

1. An application has been received by post on 05.06.2023, from St. Joseph's Industrial School, Kumananchavadi, Poonamallee, Chennai, Tamil Nadu - 600056, for grant of minority status certificate. It be registered.
2. It transpires from the petition that on 11.11.2023, the petitioner has applied for grant of No Objection Certificate to the State Competent Authority i.e. Principal Secretary, School Education Department, Government of Tamil Nadu, Fort St. George, Secretariat, Chennai, Tamil Nadu - 600009, which was received by the respondent on 13.11.2023. The said petition is still pending. The petitioner has waited sufficiently for period of 90 days, before filing this petition.
3. The petitioner has already filed the proof of delivery of the registered AD to the respondent.
4. Petitioner has filed Resolution Passed by the Governing Body to obtain Minority Status Certificate from this Commission and envelope with postage for sending notice to the State Competent Authority.
5. It also transpires from the petition that the petitioner Institute is Un-aided school (Technical Includes Professional). During the academic year 2020-21, of the 23 enrolled students, 04 students are from Christian Minority Community, in 2021-22 of the 34 enrolled students, 08 students are from the Christian Minority Community, in 2022-23 of the 37 enrolled students, 10 students are from the Christian Minority Community.
6. 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. Accordingly, the petition is disposed of as withdrawn.
7. Office is directed to return envelope and postage filed by the petitioner.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. SHAHID AKHTER
MEMBER**

A.K

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

04.07.2023

**St. Joseph's Industrial School, 100, Portuguese Church Street,
George Town, Chennai, Tamil Nadu - 600001.**

Vs.

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

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

1. An application has been received by post on 05.06.2023, from St. Joseph's Industrial School, 100, Portuguese Church Street, George Town, Chennai, Tamil Nadu - 600001, for grant of minority status certificate. It be registered.
2. It transpires from the petition that on 11.11.2023, the petitioner has applied for grant of No Objection Certificate to the State Competent Authority i.e. Principal Secretary, School Education Department, Government of Tamil Nadu, Fort St. George, Secretariat, Chennai, Tamil Nadu - 600009, which was received by the respondent on 13.11.2023. The said petition is still pending. The petitioner has waited sufficiently for period of 90 days, before filing this petition.
3. The petitioner has already filed the proof of delivery of the registered AD to the respondent.
4. Petitioner has filed Resolution Passed by the Governing Body to obtain Minority Status Certificate from this Commission and envelope with postage for sending notice to the State Competent Authority.
5. It also transpires from the petition that the petitioner Institute is Un-aided school (Technical Includes Professional). During the academic year 2020-21, of the 23 enrolled students, 02 students are from Christian Minority Community, in 2021-22 of the 21 enrolled students, 02 students are from the Christian Minority Community, in 2022-23 of the 23 enrolled students, 02 students are from the Christian Minority Community.
6. 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. Accordingly, the petition is disposed of as withdrawn.
7. Office is directed to return envelope and postage filed by the petitioner.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. SHAHID AKHTER
MEMBER**

A.K

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

04.07.2023

**Fr. Roy Mathew, Manager, Little Flower Polytechnic, Jangal Sikri,
P.O., By Pass Road, Gorakhpur, Uttar Pradesh**

-
Applicant

Vs.

**Additional Chief Secretary, Department of Technical Education,
Naveen Bhawan, Uttar Pradesh Secretariat, Lucknow – 226 001, Uttar
Pradesh.**

- **Respondent**

U/s 12-C of the NCMEI Act. 2004 (Cancellation of Minority Certificate)

Present: None.

1. An application has been received on 21.06.2023 by post in the Commission filed by Fr. Roy Mathew, Manager, Little Flower Polytechnic, Jangal Sikri, P.O., By Pass Road, Gorakhpur, Uttar Pradesh, for cancellation of Minority Status Certificate issued in favor of Little Flower Polytechnic, Jangal Sikri, P.O., By Pass Road, Gorakhpur, Uttar Pradesh, vide case No. 146 of 2012. It be registered as miscellaneous case under section 12-C of the NCMEI Act 2004.
2. In this case, office has reported that applicant has filed this application for Cancellation of MSC without any supporting documents i.e. Affidavit, resolution passed by the Governing Body Members for cancellation of MSC.
3. On perusal of the application it is also found that applicant has also not filed envelope with postage for sending notice to the respondent and copies of application.
4. Office is directed to tag the file no. 146 of 2012 with this case.
5. Office is directed to issue letter by e-mail or inform telephonically to the applicant for compliance of the above order.

In the interest of justice, list on 20.09.2023.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. SHAHID AKHTER
MEMBER**

A.K.

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

04.07.2023

**CSI, KND, BMHEC'S CSI College of Commerce, Near Jubilee Circle,
Dharwad, Karnataka.**

Vs.

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

Present: None.

1. An application has been received by hand on 23.06.2023, from CSI, KND, BMHEC'S CSI College of Commerce, Near Jubilee Circle, Dharwad, Karnataka, for grant of minority status certificate, which is in old format. It be registered.
2. 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.
3. 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.
4. 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.
5. In this case Office has reported that petitioner has not filed affidavit, UID issued by Niti Ayog, General Body Resolution, MoA, Envelopes with postage for sending notice to the respondent with this petition.
6. It also transpires from the records, that petitioner has mentioned against the column No. 5 of the application that the State Competent Authority has granted MSC to the petitioner Institute.
7. Office is directed to issue show cause notice by post and e-mail to the petitioner as to why this petition may not be dismissed at this stage.
8. In the interest of justice, list on 20.09.2023.

**JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. SHAHID AKHTER
MEMBER**

A.K.