

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

**Jain Mission Vidhyalaya Nursery and Primary School, No. 133. Anna Pillai, Street, Chennai, Tamil Nadu.**

**V/s.**

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

**Case No. 107 of 2019**

**12.07.2023**

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

1. Learned counsel for the petitioner filed rejoinder under Order VIII, Rule 9 C.P.C. before the Commission's Office on dated 07.07.2023, which is taken on record.

2. As per the provision of Order VIII Rule 9 C.P.C. is very specific that No pleading subsequent to the written statement of a defendant other than by way of defence to a set-off counter claim shall be presented except by the leave of the Court and upon such terms as the Court thinks fit, but the petitioner has not file any separate application by the leave of the Court.

In the interest of justice, list on 03.10.2023.

**DR. JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. SHAHID AKHTER  
MEMBER**

SR

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

**Ansh College of Pharmacy, Gwalior, Madhya Pradesh.**

**Vs.**

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

**Unregistered Case No.**

**12.07.2023**

Present: None.

1. None appeared on behalf of the applicant, even in the second round.
2. In the interest of justice, list on 20.07.2023, with other matters pending before the Commission for adjudication.

**DR. JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. SHAHID AKHTER  
MEMBER**

SR



Commission has given instruction to file proper reply but they do not file any response/ reply before the Commission till now.

Contd...2/-

-2-

**Case No. 337 of 2020**

**12.07.2023**

8. Petitioner has filed an application for grant of NOC under Section 10 of NCMEI Act, 2004 before the Principal Secretary, Technical Education on dated 10.12.2018 but no action was taken by the Government of Uttar Pradesh. So, as per the provisions of the Section 10 of NCMEI Act, 2004, petitioner has filed this petition before the Commission for grant of minority status being deemed to be granted NOC as per Section 10. So, now the case is for grant of MSC but Special Secretary is not aware about the provisions of law and stating that if Central Government declared petitioner institution as minority institution then State has no objection.

9. This type of letter is against the provisions of law.

10 Secretary, NCMEI is directed to send a letter to the Chief Secretary, Uttar Pradesh State along with copy of all the letters filed before this Commission by different persons on behalf of the State of Uttar Pradesh for passing appropriate Order to file reply before this commission and mentioning therein the provisions of NCMEI Act, 2004.

11. Surprisingly we have also seen some papers are received un-served and returned back by the Post Office, pertaining to District Education Officer, Sarojini Naidu Marg, Prayagraj, Uttar Pradesh in Case No. 336 of 2020. These papers are not pertaining to the present file.

12. Secretary, NCMEI is directed to warn the concerned persons of the Commission for filing all the documents properly in proper file.

In the interest of justice, list on 29.08.2023.

**DR. JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. SHAHID AKHTER  
MEMBER**

SR

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

**My Child Modern Madarsa, 313/76B, Main Road, Near Bilal Masjid, Tulsi Nagar, Delhi - 110035.**

**Vs.**

**Assistant Director of Education (Act), Directorate of Education, Government of NCT of Delhi, Room No. 214-A, Old Secretariat, Delhi – 110054.**

**Case No. 407 of 2020**

**12.07.2023**

Present: Mr. Prasanth Kulambil., Advocate for the petitioner.

Md. Faisal Advocate for the respondent.

1. Mr. Prasanth Kulambil, Advocate appeared on behalf of the arguing counsel Mr. Junais P.
2. Md. Faisal, Advocate appeared on behalf of the State of NCT, Delhi and submitted that now Mr. Babli Kala, Advocate is appointed by the NCT, Delhi.
3. Md. Faisal, Advocate appeared on behalf of the respondent and prayed for time to file reply. In the interest of justice, time prayed for is allowed.

List on 29.08.2023.

**DR. JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. SHAHID AKHTER  
MEMBER**

SR

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

**St. Joseph's English Medium School, Dolo Tank Road, Paralakhemundi,  
Gajapathi, Odisha - 760001.**

**Vs.**

**Director, Elementary Education, 5th Floor, HOD Building, Unit - V,  
Bhubaneswar - 01, Khordha, Odisha – 751001.**

**Case No. 414 of 2020**

**12.07.2023**

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

None for the respondent.

1. Learned counsel for the petitioner submitted that he is ready to file updated Recognition Certificate issued by the ISCE Board.
2. Learned counsel for the petitioner is directed file the Recognition Certificate before the Commission's Office.

In the interest of justice, list on 30.08.2023.

**DR. JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. SHAHID AKHTER  
MEMBER**

SR

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

**Maria Uchha Vidyalaya, Khorimahua, Gandey P.O., & P.S., Giridih District, Jharkhand - 815312.**

**Vs.**

**Director Secondary Education Under school education & literacy department 3 rd floor, MDI Building, S.E & L. Department Behind project bhawan, Post-Dhurwa, Dist-Ranchi-834004.**

**Case No. 128 of 2021**

**12.07.2023**

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

None for the respondent.

1. In compliance of the Commission's earlier Order Physical Inspection Committee has sent by post, copy of physical inspection report along with photo copy of covering letter dated 15.04.2022, which was received in the Commission's Office on dated 25.04.2023 and is taken on record.
2. Respondent has again sent some papers along with photo copy of inspection report dated 17.03.2023, which is signed by District Social Welfare Officer, Giridh and covering letter dated 02.05.2023 in which Deputy Commission and Deputy District Collector, Giridh has mentioned that after taking direction from the Directorate of Secondary Education and Literacy Department, he sent full inspection report to this Commission, which was received in the Commission's Office on dated 09.05.2023 and is taken on record.
3. Both reports are different.
4. Office is directed to send letter by post and also by email to the members of Physical Inspection Committee, for sending the proper inspection report in Performa sent by the Commission before next date of hearing.
5. Office is directed to provide a copy of the letter sent to the members of physical inspection committee to the learned counsel for the petitioner.
6. Learned Counsel for the petitioner is directed to approach the members of the Physical inspection Committee and provide all the relevant documents to the said Committee.

List on 31.08.2023.

**DR. JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. SHAHID AKHTER  
MEMBER**

SR

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

**Modern School, Plot No. HS-08, Block-A, Sector - Delta 1, Greater Noida, Uttar Pradesh - 201308.**

**Vs.**

- 1. Additional Chief Secretary, Department of School Education, Govt. of U.P., Bahu Khandi, Secretariat, Lucknow, U.P. - 226001.**
- 2. Additional Chief Secretary, Secondary Education Department, Govt. of U.P., Bahu Khandi, Secretariat, Lucknow, U.P. - 226001.**

**Case No. 141 of 2021**

**12.07.2023**

Present: Mr. Prasanth Kulambil., Advocate for the petitioner.

None for the respondent.

1. Mr. Prasanth Kulambil, Advocate appeared on behalf of the arguing counsel Mr. Junais P.
2. Despite sending reminder 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.
3. Learned counsel for the petitioner submitted that they have approached and filed all the relevant documents to the members of the inspection Committee. But they have not visited to their institution till now.
4. 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.
5. Office is directed to provide a copy of the reminder letter to the learned counsel for the petitioner.
6. Learned Counsel for the petitioner is again directed to approach the members of the Physical inspection Committee and provide all the relevant documents to the said Committee.
7. Office is directed to write a letter to the Chief Secretary, State of Uttar Pradesh along with copy of the reminder letter sent to the members of the physical inspection committee for compliance of the Commission's Order.

In the interest of justice, list on 31.08.2023.

**DR. JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. SHAHID AKHTER  
MEMBER**

SR



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

**Meenakshi College of Education, Village - Motuka, Tehsil - Ballabgarh,  
Faridabad, Haryana - 121004.**

**Vs.**

**Additional Chief Secretary, Government of Haryana, Higher Education  
Department for General Colleges & Technical Education, Department  
for Technical Institutions, Room No. 403, 4th Floor, Harayana New  
Secretariat, Sector - 17, Chandigarh - 160017.**

**Case No. 207 of 2021**

**12.07.2023**

Present: Mr. Prasanth Kulambil., Advocate for the petitioner.  
Ms. Archana, Legal Assistant for the respondent.

1. Mr. Prasanth Kulambil, Advocate appeared on behalf of the arguing counsel Mr. Junais P.
2. Ms. Archana, Legal Assistant appeared on behalf of the respondent and filed her authorization letter, which is taken record.
3. Learned Counsel for the petitioner prayed for time to comply with the Commission's earlier Order dated 05.05.2022.

List on 05.09.2023.

**DR. JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. SHAHID AKHTER  
MEMBER**

SR

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

**Iqra Public School, B-305, Street No. 6, Nehru Vihar, New Mustafabad,  
Delhi - 110094.**

**Vs.**

**Assistant Director of Education (Act), Directorate of Education,  
Government of NCT of Delhi, Room No. 214-A, Old Secretariat, Delhi –  
110054.**

**Case No. 233 of 2021**

**12.07.2023.**

Present: Mr. Prasanth.K, Advocate for the petitioner.  
None for the respondent.

1. Mr. Prasanth. K appeared on behalf of the arguing counsel Mr. Junais P.
2. Learned Counsel for the petitioner has filed two documents before the Commission's office on dated 17.04.2023, which are taken on record.
3. Joint Director (Plg.) has sent by post , two letters dated 05.04.2023 and 17.05.2023 which were received in the Commission's Office on dated 11.04.2023 and 24.05.2023 respectively. Both letters are taken on record.
4. Despite sending reminder letter by post and e-mail to the members of the Physical Inspection Committee, we have not received any response/Physical inspection report from the members of the said Committee.
5. Office is directed to issue reminder letter by post and e-mail to the members of the Physical Inspection Committee for sending the report positively before the next date of hearing.
6. Office is directed to provide a copy of the reminder letter to the learned counsel for the petitioner.
7. Learned Counsel for the petitioner is directed to approach the members of the Physical inspection Committee and provide copies of all the relevant documents to the said Committee.

In the interest of justice, list on 05.09.2023.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. SHAHID AKHTER  
MEMBER**

RS

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

**Odisha Abibhabak Mahasanga (Odisha Parent's Federation), #226,  
Kharvela Nagar, Bhubaneswar - 1.**

**Vs.**

**1. Cambridge School Cantonment Road, Cuttack, Odisha - 753001, 2.  
Director, Secondary Education 6 th Floor, HOD Building,UnitV,  
Bhubaneswar, Khordha, Odisha.**

**Misc. Case No. 02 of 2021**

**12.07.2023.**

Present: Mr. Amit Yadav, Advocate for the petitioner.

Mr. Suwendu Suvasis Dash , Advocate for the respondent no.01.

None for the Respondent no.02

1. Mr. Amit Yadav, Advocate appeared on behalf of the petitioner.
2. Mr. Suwendu Suvasis Dash, Advocate appeared on behalf of the respondent no.01.
3. None appeared on behalf of respondent No.2 .
4. Learned counsel for the petitioner submitted that even after the lockdown period in the country, service of notice to respondent No. 2 was completed on 02.02.2022 but despite that none appeared on behalf of respondent No.2 and have not filed any reply.
5. In the facts and circumstances of the case reply of respondent No.2 is essential. In the interest of justice, issue notice to respondent No.2.
5. Learned counsel for respondent No.1 has already filed his reply.
6. In the interest of justice, learned counsel for the petitioner is directed to file one more envelope alongwith postage charges and copy of the petition for sending notice to respondent No.2.
7. After compliance of the above order by the learned counsel for the petitioner, Office is directed to issue notice to respondent Nop.2 by registered Ad and e-mail for filing the reply of the petition.

In the interest of justice, list on 05.09.2023.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. SHAHID AKHTER  
MEMBER**

RS

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

**St. Thomas School of Nursing, Jyothi Hospital Campus, Kuruda P.O.,  
Balasore District, Orissa – 756056.**

**Vs.**

**Director, Secondary Education, 6<sup>th</sup> Floor, HOD Building, Unit-V,  
Bhubaneshwar, Khorda, Odisha.**

**Case No. 11 of 2022**

**12.07.2023.**

Pres

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

1. Despite reminder letter by post and e-mail to the members of the Physical Inspection Committee, we have not received any response/Physical inspection report from the members of the said Committee.
2. Learned counsel for the petitioner submitted that the members of the Physical Inspection Committee have already inspected the petitioner institution but they are not sending the inspection report to the Commission.
3. Secretary of the Commission is directed to send a letter to the Chief Secretary of the State of Odisha that the members of the Physical Inspection Committee are not obeying the orders of this Commission. This is a very serious matter and request him to direct the members of the inspection committee for sending the inspection report positively before the next date of hearing.
4. Copy of the above said letter be provided to the learned counsel for the petitioner to pursue the matter.

In the interest of justice, list on 12.09.2023.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. SHAHID AKHTER  
MEMBER**

RS

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

**Montfort School, Hathiagonda, Kanke Road, Ranchi, Jharkhand.**

**Vs**

**Director Primary & Secondary Education Under School education & literacy department 3<sup>rd</sup> floor, MDI Building, S.E & L. Department Behind project bhawan, Post-Dhurwa, Dist-Ranchi-834004.**

**Case No. 22 of 2022**

**12.07.2023.**

Pres

ent: Mr. Prasanth.K, Advocate for the petitioner.

None for the respondent.

1. Mr. Prasanth. K appeared on behalf of the arguing counsel Mr. Junais P.
2. Learned counsel for the petitioner again prayed for time to take instructions from his client. In the interest of justice, time prayed for is allowed.  
List on 12.09.2023.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. SHAHID AKHTER  
MEMBER**

RS

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

**Sri N.M. Mehta Jain Matriculation Higher Secondary School, 1st Lane,  
Velayutham Road (Behind HDFC Bank), Sivakasi, Tamil Nadu - 626123.**

**Vs.**

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

**Case No. 54 of 2022**

**12.07.2023.**

Pres

ent: Mr. Prasanth.K, Advocate for the petitioner.

None for the respondent.

1. Mr. Prasanth. K appeared on behalf of the arguing counsel      Mr.  
Junais P.
2. Learned counsel for the petitioner again prayed for time to comply  
with the Commission's earlier Order dated 05.05.2022. Time prayed  
for is allowed.

In the interest of justice, list on 13.09.2023.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. SHAHID AKHTER  
MEMBER**

RS

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

**SDPS Women's College Indore, Khandwa Road, Opposite Bilawali Tank,  
Indore, District - Indore, Madhya Pradesh.**

**Vs.**

**Secretary, Backward Classes and Minority Welfare Department, Govt. of  
M.P., Room No. 339, Mantraya, Bhopal, Madhya Pradesh.**

**Case No. 251 of 2022**

**12.07.2023.**

Present: Mr. Prasanth.K, Advocate for the petitioner.  
None for the respondent.

1. Mr. Prasanth. K appeared on behalf of the arguing counsel      Mr.  
Junais P.
2. Learned counsel for the petitioner has filed by hand certified copy of  
the Physical inspection report , before the Commission's Office on  
dated 17.04.2023, which is taken on record.  
In the interest of justice, list on 13.09.2023.

**DR. JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. SHAHID AKHTER  
MEMBER**

RS

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

**Rosemary School of Excellence, S.No. 828/2, Issac Nagar, NGO New Colony, Perumalpuram P.O., Palayamkottai Taluk, Tirunelveli District, Tamil Nadu - 627007.**

**Vs.**

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

**Case No. 252 of 2022**

**12.07.2023.**

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

1. Despite service of notice by registered post and also e-mail to the respondent, none appeared on behalf of the respondent even in the second round and we have not received any response/reply from the State Competent Authority.

2. 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).

3. Office is directed to issue letter to the above authorities and also to provide a copy of the letter to the learned counsel for the petitioner.

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

In the interest of justice, list on 14.09.2023.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. SHAHID AKHTER  
MEMBER**

RS



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

**Madarsa Sultania Ziaul Uloom, Village & Post - Shrinagar Lakhimpur-Kheri, Uttar Pradesh.**

**Vs.**

**Additional Chief Secretary, Department of Minority Welfare and Waqf  
Department, Government of U.P., Bahu Khandi, Secretariat, Lucknow,  
U.P. - 226001**

**Case No. 103 of 2023**

**12.07.2023.**

Present: Mr. Prasanth.K, Advocate for the petitioner.  
None for the respondent.

1. Mr. Prasanth. K appeared on behalf of the arguing counsel Mr. Junais P, Advocate, appointed by the petitioner institution and prayed for time to file his Vakalatnama. Time prayed for is allowed.
2. In the interest of justice, list on 20.09.2023.

**JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. SHAHID AKHTER  
MEMBER**

RS

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

**St. Anthony's Convent School Atkur, Ungutur Mandalam, Krishna District,  
Andhra Pradesh - 521286.**

**Vs.**

**Secretary, Department of Minorities Welfare, Government of Andhra Pradesh,  
3rd Floor, Andhra Pradesh Secretariat, Velagapudi, Amaravati, Andhra  
Pradesh.**

**Case No. 104 of 2023**

**12.07.2023.**

Present: None.

1. Despite service of notice by registered post to the petitioner, none appeared on behalf of the petitioner even in the second round .
2. We have perused the papers filed by the petitioner and it transpires from the records 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. As per the earlier Order sheet dated 28.03.2023, the petitioner has not filed UID issued by Niti Ayog, Certified list of founding and Present Governing Body Members of the Society, General Body Resolution to obtain Minority Status Certificate from this Commission, Envelope with postage for sending notice to the Respondent and the original affidavit.
6. Since nobody has appeared to make any submission and 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. SHAHID AKHTER  
MEMBER**

RS

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

**12.07.2023**

**De Paul School, Bilsa Road, Bisauli, Buduan District, Uttar Pradesh - 243720.**

**Vs.**

**The Additional Chief Secretary, Secondary Education Department, Government of Uttar Pradesh, Vidya Bhawan, Nishantganj, Lucknow, Uttar Pradesh - 226007.**

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

1. An application has been received by hand on 05.07.2023 from De Paul School, Bilsa Road, Bisauli, Buduan District, Uttar Pradesh - 243720 for grant of minority status certificate. It be registered.
2. It transpires from the petition that on 24.02.2023 the petitioner has applied for grant of No Objection Certificate to the State Competent Authority i.e. The Additional Chief Secretary, Secondary Education Department, Government of Uttar Pradesh, Vidya Bhawan, Nishantganj, Lucknow, Uttar Pradesh – 226007, which was received by the respondent on 10.03.2023. 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 (Secondary level). During the academic year 2021-22 of the 492 enrolled students 05 Students from the Christian Minority Community, in 2022-23 of the 681 enrolled students 07 are from the Christian Minority Community and in 2023-24 of the 760 enrolled students 08 students from the Christian Minority Community.
6. In this petition Amendment has been made in the Memorandum of Association prior to the filing of NOC application before the State Competent Authority u/s 10 of NCMEI Act. 2004 and filing of MSC application before the Commission
7. In this case office has raised 04 objections:
  - (i) Seal of the registrar of the societies is not visible on the society registration certificate
  - (ii) List of present members of the society filed by the petitioner is as on 21.02.2022 not updated.
  - (iii) Affiliation certificate issued by CISCE is provisional
  - (iv) Percentage of students in the school is 1.
8. In respect of objection No. 1, learned counsel for the petitioner submitted that the said Society Registration certificate has issued and duly signed by the registrar of the societies and affixed the seal also and its validity period is from 22.07.2018 to 21.07.2023.
9. On perusal of the renewed society registration certificate dated 16.11.2018, we found that the statement of the learned counsel for the petitioner is correct. So, in the eyes of law, this objection raised by the office is ignored.
10. In respect of objection No. 2, learned counsel for the petitioner submitted that the MoA of the society was registered on dated 21.02.2022 by the registrar of the society, Bareilly alongwith the list of members and the same is latest.

Contd..

12.07.2023

**De Paul School, Uttar Pradesh - 243720.**

**Vs.**

**The Additional Chief Secretary, Uttar Pradesh - 226007.**

**Continued from pre-page**

11. Looking to the facts of the case and the list of the latest member of the society filed by the petitioner, this objection is ignored.
12. In respect of objection No. 3, learned counsel for the petitioner submitted that the Recognition Certificate filed by the petitioner is issued by the Council for the Indian school Certificate Examination with proper validity period and level of education.
13. On perusal of the said certificate, we found that the recognition certificate filed by the petitioner is correct. So office report in respect of the Recognition Certificate is ignored.
14. In respect of objection No. 4, learned counsel for the petitioner submitted that as per census 2011, population of the Christians community in the State of Uttar Pradesh is 0.18% and as per the Judgment of this Commission 1% is sufficient.
15. On perusal of the petition, it is found the statement of the learned counsel in respect of students is correct. So office report in respect of the students percentage is ignored.
16. Secretary of the Commission is directed to advise the reporting officer to check the petition carefully and raise valid objections instead of the irrelevant objection as raised in this petition.
17. Office is directed to issue notice by registered Ad and e-mail to the respondent.
18. In the interest of justice, list on 21.09.2023.

**DR. JUSTICE NARENDRA KUMAR JAIN  
CHAIRMAN**

**DR. SHAHID AKHTER  
MEMBER**

A.K