

**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

20.07.2023

Present: None.

1. Mr. Amit Jain, Secretary & Managing Trustee, The Aryan Foundation Trust has filed an application by post on dated 12.08.2022 for restoration of case which was registered in the Commission as Case No. 270 of 2019 and dismissed in default on dated 12.07.2022. It be registered.
2. None appeared on behalf of the applicant, even in the second round.
3. On earlier occasions dated 03.05.2023 and 12.07.2023, none was appeared on behalf of the applicant.
4. 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.

**DR. JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. SHAHID AKHTER
MEMBER**

SR

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

National Institute of Fire & Safety Engineering & Technology, No. 4&26/2, College, Road, Subramaniapuram, Karaikudi, Sivaganga District, Tamil Nadu - 630002

V/s.

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

Case No. 51 of 2020

20.07.2023

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

1. Though the case was listed for final arguments but learned counsel for the petitioner again prayed for time to file certain documents including General Body Resolution of the Trust and updated Recognition issued by the concerned University.

In the interest of justice, 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**

Sri Krishna Singh College, Shahpurpatti, Bhojpur, Bihar - 802301.

Vs.

Secretary, Human Resource Development Department, Government of Bihar, Secretariat, Patna, Bihar - 800015.

Case No.235 of 2020

20.07.2023

Present: Mr. Fazal W.K. Warsi, Advocate for the petitioner.

None for the respondent.

1. Learned counsel for the petitioner has filed five documents by hand, before the Commission's Office on dated 13.07.2023, which are taken on record.

2. Learned counsel for the petitioner submitted that some documents from the concerned authority about the land of the petitioner institution is to be filed and prayed for giving two months time to file the relevant documents.

In the interest of justice, time prayed for is allowed.

List on 10.10.2023.

**DR. JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Servite English High School, Vettaikaran Street, Nehru Nagar, Karaikal,
Pondicherry - 609605.**

Vs.

**Secretary to Government (Education), Chief Secretariat, No. 1, Goubert
Avenue, Beach Road, Puducherry - 605001.**

Case No.16 of 2021

20.07.2023

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

None for the respondent.

1. Though the case was listed for final arguments but learned counsel for the petitioner submitted that Recognition/ Affiliation is expired and prayed for time to file the certain relevant documents. In the interest of justice, time prayed for is allowed.

List on 12.09.2023.

**DR. JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. SHAHID AKHTER
MEMBER**

SR

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

Shams-UI-Uloom College of Education, Markapur Post, Prakasam District, Andhra Pradesh - 523320.

Vs.

- 1. Principal Secretary, Minorities Welfare Department, Govt. of Andhra Pradesh, Velagapudi, District – Guntur, Andhra Pradesh.**
- 2. Secretary, Minorities Welfare Department, 3rd Floor, A.P. Secretariat, Velagapudi, Amaravat, Andhra Pradesh.**

Case No.58 of 2021

20.07.2023

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

1. Learned counsel for the petitioner again prayed for time to comply with the Commission's earlier Order dated 19.10.2022.

In the interest of justice, list on 13.09.2023.

**DR. JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Global D.Ed College, Plot No. 977, Idupur Village, Markapur Post,
District - Prakasam, Andhra Pradesh - 523316.**

Vs.

- 1. Principal Secretary, Minorities Welfare Department, Govt. of Andhra Pradesh, Velagapudi, District – Guntur, Andhra Pradesh.**
- 2. Secretary, Minorities Welfare Department, 3rd Floor, A.P. Secretariat, Velagapudi, Amaravat, Andhra Pradesh.**

Case No.59 of 2021

20.07.2023

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

1. Learned counsel for the petitioner again prayed for time to comply with the Commission's earlier Order dated 19.10.2022.

In the interest of justice, list on 13.09.2023.

**DR. JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. SHAHID AKHTER
MEMBER**

SR

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

Azad Public School, Azad Nagar, Hungund Taluk, Hungundu, Bagalkot District, Karnataka - 587118.

Vs.

Additional Chief Secretary, Education Dept., (Higher Education), Govt. of Karnataka, 6th Flr., Multi-Storeye Building, Bengaluru - 560001.

Case No.121 of 2021

20.07.2023

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

1. Learned counsel for the petitioner has filed notarized copy of the Recognition Order of the petitioner institution by hand, before the Commission's Office on dated 13.07.2023, which is taken on record.

Heard, learned counsel for the petitioner.

Reserved for Orders.

**DR. JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Holy Redeemer English High School, Gangankoppa Village, Hosanagar Tq,
Shimoga District, Karnataka - 577418.**

Vs.

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

Case No.196 of 2021

20.07.2023

Present: Mr. Tariq Adeeb, Advocate for the petitioner.

None for the respondent.

1. Learned counsel for the petitioner today submitted in open Court that petitioner institution has applied for grant of MSC before the State Competent Authority and that application is pending before the State Competent Authority.
2. Learned counsel for the petitioner submitted that said application is not rejected by the State Competent Authority but earlier he has given the statement in the open Court that said application was rejected by the State Competent Authority.
3. As per the respondent contention due to the stay of Hon'ble High Court, they have returned the proposal for grant of MSC to the petitioner institution.
4. Learned counsel for the petitioner filed reply letter by hand, before the Commission's Office on dated 14.07.2023, which is taken on record.
5. In present reply filed by the learned counsel for the petitioner before the Commission's Office on dated 14.07.2023, he has not mentioned any fact that earlier petitioner has applied for grant of MSC before the State Competent Authority, that was rejected, still pending or return by the State Competent Authority.
6. In the interest of justice, learned counsel for the petitioner is directed to file one more copy of the said reply for sending the reply to the State Competent Authority with the request to file any stay Order given by the Hon'ble High Court and then what is the result of that matter pending before the Hon'ble High Court.
7. Learned counsel for the petitioner is directed to submit one more envelope and postal charges for sending the reply dated 14.07.2023 to the respondent.
8. After compliance of the above order by the learned counsel for the petitioner, Office is directed to send the reply dated 14.07.2023 to the respondent by regd. A.D and email.

In the interest of justice, list on 26.09.2023.

**DR. JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**St. Philomena English Higher Primary School, H.N Pura Road, Hassan,
Karnataka - 573201.**

Vs.

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

Case No.197 of 2021

20.07.2023

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

1. On dated 22.04.2023, learned counsel for the petitioner submitted that he has filed an application to take certified copy of inspection report, but Commission's Office has not provided certified copy within time till next date 20.04.2023. Then Court of the Commission ordered to Secretary, NCMEI to call explanation from the concerned authority, why he has not provided certified copy well in time.
2. Secretary, NCMEI filed his report after enquiring the matter and submitted that on going through the filed this is ascertained that the Advocate Mr. Tariq Adeb had submitted an application on dated 08.02.2023 and requesting for certified copies and certified copies of the documents have been received by him and his receiving without date and seeing on the application copy is attached with the report, is taken on record.
3. Learned counsel for the petitioner admitted that he has taken the certified copy from the Commission but unable to say that when he has taken the certified copy before submitted the complaint on dated 20.04.2023 or after complaint before the Court of the Commission.
4. If learned Advocate is not sure that when he has taken certified from the Office then we presume that enquiry report submitted by the Office is correct.
5. In the interest of justice, learned counsel for the petitioner warned that if he is not ascertained does not complaint in future like this.
6. Physical Inspection Committee has sent their report along with covering letter dated 10.08.2022, which was taken on record on dated 17.08.2022.
7. We have seen the physical inspection report and Physical inspection committee has submitted this report in subject ref. no. this case no. 196 of 2021 but name of School is written as St. Philomena English Higher Primary School, which is the name of the present petitioner institution. So Physical Inspection Committee has wrongly written the Case no. 196 instead of 197. So we presume that this report pertains to Case no. 197 of 2021.

Contd....2/-

Case No.197 of 2021

20.07.2023

8. Learned counsel for the petitioner submitted that he has filed certified copies of all the relevant documents before this Commission.

Now, fix the case for final arguments on 26.09.2023.

**DR. JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Ansh College of Education, "Aryan" 01 KM. Stone, Near Nai Dunia
Press, Shivpuri Link Piproli Road, Kedarpur, Gwalior, Madhya
Pradesh-474009**

Vs.

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

Case No. 24 of 2022

20.07.2023

Present: None.

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

In the interest of justice, list on 21.09.2023.

**DR. JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. SHAHID AKHTER
MEMBER**

SR

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

**St. Patrick's Acadaemy, Post Office Road, Clement Town, P.O.
Dehradun, Uttarakhand .**

Vs.

**Incharge Secretary, Higher Education, Uttarakhand Govt., Room No. 7,
Ground Floor, Late Soban Singh Jeena Bhawan (SBI Bank Building),
Uttarakhand Secretariat.**

Case No.57 of 2022

20.07.2023

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

1. In compliance of the reminder letter sent by post and e-mail to the members of the Physical Inspection Committee, Chief Education Officer, Dehradun has sent the inspection report dated 25.04.2023 by post which is received in the Commission's Office on dated 02.05.2023 and is taken on record.
2. District Magistrate, Dehradun has sent the inspection report separately, dated 01.06.2023, by post, which is received in the Commission's Office on dated 06.06.2023 and is also taken on record.
3. This Commission has constituted a Committee for physical inspection comprising of Representative of the concerned District Collector(Chairperson), Concerned District Education Officer (Member) and Concerned District Minority Welfare Officer/ Concerned District Social Welfare Officer (Member Secretary) but the said Committee members have not sent their joint inspection report as per the Performa sent by this Commission.
4. Office is directed to issue reminder letter alongwith the Performa by post and e-mail to the members of the Physical Inspection Committee for sending the joint inspection report duly signed by all the members of the Committee in the Performa, positively before the next date of hearing.

In the interest of justice, list on 21.09.2023.

**DR. JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. SHAHID AKHTER
MEMBER**

RS

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

**Amritshree College of Excellence, Near Janpad Office, Harda Road,
Timrni, District - Harda, Madhya Pradesh - 461228.**

Vs.

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

Case No. 61 of 2022

20.07.2023

Present: Mr. Iftekhhar Ahmed, Advocate for the petitioner.
None for the respondent.

1. Learned Counsel for the petitioner has sent two documents by post which are received in the Commission's office on dated 05.07.2023 and are taken on record.
2. Learned counsel for the petitioner submitted that the petitioner has filed certified copies of all the relevant documents which are already on record.
3. In the interest of justice, list the case for final arguments on 04.10.2023.

**DR. JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. SHAHID AKHTER
MEMBER**

RS

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

Aman Public School, Islam Nagar Road, Lambakheda, Bhopal, Madhya Pradesh - 462001.

Vs.

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

Case No. 192 of 2022

20.07.2023

Present: Mr. Iftekhhar Ahmed, Advocate for the petitioner.
None for the respondent.

Heard, learned counsel for the petitioner.

Reserved for Orders.

**DR. JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. SHAHID AKHTER
MEMBER**

RS

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

Rampur National Junior Basic School, Khusro Bagh Road, District - Rampur, Uttar Pradesh - 244901.

Vs.

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

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

Case No. 265 of 2022

20.07.2023

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

1. Despite 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 has submitted that the members of the Physical Inspection Committee have already inspected the petitioner institution.
3. 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.
4. Office is directed to provide a copy of the reminder letter to the learned counsel for the petitioner.
5. 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 27.09.2023.

**DR. JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. SHAHID AKHTER
MEMBER**

RS

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

**Rose Mary Ideal Public School, West Mount Road, Tirunelveli Town,
Tirunelveli District, Tamil Nadu - 627006.**

Vs.

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

Case No. 271 of 2022

20.07.2023

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 15.12.2022. Time prayed for is allowed.

In the interest of justice, list on 27.09.2023.

**DR. JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. SHAHID AKHTER
MEMBER**

RS

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

**Sacred Heart Adiwasi High School, Chakai, Chakia P.O., Jamui District,
Bihar 811303.**

Vs.

**Director, Secondary and Senior Secondary Education, Ground Floor,
Vikas Bhawan, New Secretariat, Daily Road, Patna, Bihar - 800015.**

Case No. 273 of 2022

20.07.2023

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 15.12.2022. Time prayed for is allowed.

In the interest of justice, list on 27.09.2023.

**DR. JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. SHAHID AKHTER
MEMBER**

RS

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

Preeti Shimmar, D/o. Sh. Satvir Singh, R/o H.No. 111, Nizam Pur Rashid Pur, Nizam Pur, Delhi - 81.

- Applicant

Vs.

1. The Chairman, Sukho Khalsa Sr. Sec. School, Jail Road, Janak Puri, New Delhi - 110058.

- Respondent No. 1

2. The Assistant Director of Education (Act), Govt. of NCT Delhi, Old Secretariat, New Delhi – 110054

- Respondent No. 2

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

Misc. Case No. 23 of 2022

20.07.2023

Present: None for the applicant

Ms. Avneet Kaur, Advocate for respondent No.1

None for respondent No.2

1. None appeared on behalf of the applicant and respondent No.2, even in the second round.
2. Ms. Avneet Kaur, Advocate appeared on behalf of respondent No.1 prayed for time to file her reply/response. Time prayed for is allowed.
3. She is ready to file her Vakalatnama today before the Commission's Office.
4. She is directed to file her Vakalatnama before the Commission's Office today itself.

In the interest of justice, list the matter on 27.09.2023 for filing the reply.

**DR. JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. SHAHID AKHTER
MEMBER**

RS

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

**Kids Delhi Public School, K Block, Kidwai Nagar, Behind Mikky House,
Kanpur, Uttar Pradesh - 208011.**

Vs.

**1. Additional Chief Secretary, School Education Department, Babu
Bhawan, 7th Floor, Lucknow, Uttar Pradesh - 226001**

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

Case No. 03 of 2023

20.07.2023

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

1. None appeared on behalf of both the respondents even in second round.
 2. We have no option but to proceed ex-parte against the respondents.
 3. 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).
 4. 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.
 5. 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 03.10.2023.

**DR. JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. SHAHID AKHTER
MEMBER**

RS

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

**Alpha Elite High, Berigai Road, Belathur Post, Bagalur, Hosur Taluk,
Krishnagiri District, Tamil Nadu - 635124.**

Vs.

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

Case No. 04 of 2023

20.07.2023

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 03.01.2023. Time prayed for is allowed.

In the interest of justice, list on 03.10.2023.

**DR. JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. SHAHID AKHTER
MEMBER**

RS

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

Dr. Abdul Kalam International School and Research Academy, Peria Vilai, Vatta Kottai Road, Kottaram, Kanyakumari District, Tamil Nadu - 629703.

Vs.

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

Case No. 108 of 2023

20.07.2023

Present: Mr. Junais P., 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 and we have not received any reply from the respondent.
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.
5. Learned counsel for the petitioner has filed four documents before the Commission's Office on dated 19.04.2023 which are taken on record.

In the interest of justice, list on 03.10.2023.

**DR. JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. SHAHID AKHTER
MEMBER**

RS

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

20.07.2023

Our Lady's Higher Secondary School, 955, T.H. Road, Thiruvottiyur, Chennai, Tamil Nadu - 600019.

Vs.

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

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

1. An application has been received by hand on 10.07.2023 from Our Lady's Higher Secondary School, 955, T.H. Road, Thiruvottiyur, Chennai, Tamil Nadu - 600019 for grant of minority status certificate. It be registered.
2. It transpires from the petition that on 28.06.2022 the petitioner has applied for grant of No Objection Certificate to the State Competent Authority i.e. Principal Secretary, School Education Department, Fort St. George, Secretariat, Chennai, Tamil Nadu - 600009, which was received by the respondent on 01.07.2022. 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 (Higher Secondary). During the academic year 2021-22 of the 1043 enrolled students 259 are from the Christian Minority Community, in 2022-23 of the 1006 enrolled students 258 are from the Christian Minority Community, in 2022-23 of the 1050 enrolled students 315 are 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. It transpire from the documents filed by the petitioner that Mr. Deo Raj Singh, Notary Public has attested all the documents as Notary Public and affixed the seal Notary / Govt. of India.
8. We have taken note of same Notary Public Mr. Deo Raj Singh of area Patparganj, Trilok Puri, Delhi having Regd. No. 1903 and in Case No. 78 of 2021, which was already withdrawn by the advocate of the petitioner and thereafter in the interest of justice, in that case the Secretary of the Commission was directed to open a separate administrative file for further necessary action, so no injustice should be caused to any other person like this.

Contd..

20.07.2023

**Our Lady's Higher Secondary School, Tamil Nadu.
Vs.
Principal Secretary, School Education Department, Tamil Nadu.**

Continued from pre-page

9. In above case No. 78 of 2021 notice was issued to the above Notary Public and sent letter to the State Government of Delhi Authority also that said Notary Public is acting inefficiently, so action should be taken against him by the appropriate authority, who has appoint the said Notary Public and cancel his registration immediately.
10. In compliance of the above order passed in the Case file No. 78 of 2021, office has opened an administrative file separately and sent a letter to the Under Secretary, Department of Law, justice & Legislative Affairs, Government of NCT of Delhi, 8th Level, C – wing, Delhi Secretariat, New Delhi – 110 002 in above reference, but as per the administrative file no. 7-4/2013 – NCMEI, no action has taken till now.
11. Office is also directed to mention further date in the administrative file, so that further action can be taken on the date mentioned.
12. Today we have perused the documents filed by the petitioner in which the same Notary Public Mr. Deo Raj Singh has affixed the round seal as Notary / Government of India, it means Mr. Deo Raj Singh has appointed by the Government of India. So Secretary of the Commission is again directed to send letter to the appropriate authority of Notary Public department of Law and Justice, Government of India for taking action against the said Notary Public.
13. Office is directed to place copy of this order before the Secretary of the Commission for necessary action.
14. Office is again directed to send notice to Mr. Deo Raj Singh, Notary Public, Government of India.
15. Learned Counsel for the petitioner has submitted that Mr. Deo Raj Singh is sitting in-front of the main gate of the Post Office, near Patel Chowk and still working.
16. Learned counsel for the petitioner is directed to file certified copies of documents again duly certified by different notary public.
17. Learned counsel for the petitioner prayed for time to file updated recognition certificate issued by Central / State Examination Board.
18. In the interest of justice, list on 03.10.2023.

**DR. JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. SHAHID AKHTER
MEMBER**

A.K.

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

20.07.2023

**Baring Union Christain College, Jalandhar Raod, Batala, District -
Gurdaspur, Punjab - 143505.**

Vs.

**Additional Chief Secretary, Higher Education and Languages Punjab,
Punjab Civil Secretariat - II, Sector - 9A, Chandigarh.**

Present: None

1. An application has been received by post on 10.07.2023 from Baring Union Christain College, Jalandhar Raod, Batala, District - Gurdaspur, Punjab - 143505 for grant of minority status certificate. It be registered.
2. Perused the office report and it transpires from record that petitioner has not applied for grant of No Objection Certificate before 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. It also transpires from the records, that petitioner has applied before the State Competent Authority for grant of Minority Status Certificate also and that application is still pending.
6. So as per the law and settle procedure, petitioner cannot apply before this Commission until unless the disposal of that application which is still pending before the State Competent Authority. So this application is not maintainable at this stage.
7. In this case office has reported that petitioner has not filed Affidavit, Society Registration Certificate, Resolution passed by the Governing Body to obtain Minority Status Certificate from this Commission, and envelope with postage for sending notice to the respondent.
8. 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.
9. In the interest of justice, list on 03.10.2023.

**DR. JUSTICE NARENDRA KUMAR JAIN
CHAIRMAN**

**DR. SHAHID AKHTER
MEMBER**

A.K.