

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

**A.M.E.S. College of Education, Reddythoppu, Ambur, Vellore District,  
Tamil Nadu - 635802.**

**Vs.**

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

**Case No. 435 of 2020**

**20.09.2023**

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

1. 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.
2. A communication has been received by post from Director of Collegiate Education, Chennai, Tamil Nadu, before the Commission's Office on dated 02.08.2023, which is taken on record.
3. Reply Affidavit filed by the respondent is already on record.
4. Rejoinder Affidavit of the petitioner institution is already on record.
5. Learned counsel for the petitioner filed five documents by hand, before the Commission's Office on dated 14.09.2023, which are taken on record.
6. Physical Inspection Report is already on record which was signed by only one member of the Physical Inspection Committee.
7. Office is directed that if Physical Inspection Report is not received, then send reminder by post and also by email to the members of Physical Inspection Committee, for sending the proper inspection report which is signed by all the three members before next date of hearing positively,.

In the interest of justice, list on 08.11.2023.

**DR. SHAHID AKHTER  
MEMBER**

SR

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

**Mazharul Uloom Higher Secondary School, Ambur, Vellore District,  
Tamil Nadu - 635802.**

**Vs.**

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

**Case No. 436 of 2020**

**20.09.2023**

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

1. Learned counsel for the petitioner filed five documents by hand, before the Commission's Office on dated 14.09.2023, which are taken on record.
2. Learned counsel for the petitioner again prayed for time to file updated Recognition/ Affiliation certificate issued by State Board. In the interest of justice, time prayed for is allowed.

In the interest of justice, list on 08.11.2023.

**DR. SHAHID AKHTER  
MEMBER**

SR

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

**Delhi Global Institute of Management, Jasana, Faridabad, Haryana.**

**Vs.**

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

**Misc. Case No. 01 of 2020**

**20.09.2023**

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

Ms. Manju Kumari, Legal Assistant for the respondent.

1. Ms. Manju Kumari, Legal Assistant appeared on behalf of the respondent.

Re-notify the case for final arguments, before the full bench on 09.11.2023.

**DR. SHAHID AKHTER  
MEMBER**

SR

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

**K.C.T. Polytechnic (Aided), Gulbarga, KCT Campus, Qamar-UI-Islam Colony, Gulbarga, Karnataka - 585104.**

**Vs.**

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

**Case No. 208 of 2021**

**20.09.2023**

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

1. Learned counsel for the petitioner filed five documents by hand, before the Commission's Office on dated 14.09.2023, which are taken on record.
2. Heard, learned counsel for the petitioner.  
Reserved for Orders.

**DR. SHAHID AKHTER  
MEMBER**

SR

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

**Madrssa Sekh Sahabzada Darululoom, Village & Post - Banzaria, District - E  
Naraynpur, Deoria, Uttar Pradesh - 274408.**

**Vs.**

- 1. Additional Chief Secretary, Department of School Education,  
Government of U.P., Bahu Khandi, Secretariat, Lucknow, U.P. – 26001.**
- 2. Additional Chief Secretary, Department of Secondary Education,  
Government of U.P., Bahu Khandi, Secretariat, Lucknow, U.P. – 226001.**
- 3. Additional Chief Secretary, Minority Welfare and Waqf Department,  
Uttar Pradesh, Bahu Khandi, Secretariat, Lucknow, U.P. – 226001.**

**Case No. 129 of 2022**

**20.09.2023**

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

Mr. Gopal Mishra, B.E.O., Basic Education Department, UP

Mr. Kamlesh Kumar Maurya, Incharge Dy.D. for respondent no03.

1. Mr. Gopal Mishra, B.E.O. appeared on behalf of Director (Basic Education) Department, Lucknow, UP.
2. Mr. Kamlesh Kumar Maurya, In-charge Dy. Director. appeared on behalf of the respondent no 03 i.e. Additional Chief Secretary, Minority Welfare and Waqf Department, UP and he is submitted to file the reply today itself.
3. Mr. Kamlesh Kumar Maurya is directed to file the reply before the Commission's Office and also provide a copy of the reply to the learned counsel for the petitioner.
4. Despite letter by post to the Chief Secretary to the State of Uttar Pradesh, we have not received any reply/response from the said Authority till now.
5. Office is directed to again send letter to the Chief Secretary to the State of Uttar Pradesh in terms of the Commission's earlier Order dated 18.07.2023.
6. Learned counsel for the petitioner filed five documents by hand, before the Commission's Office on dated 14.09.2023, which are taken on record.

In the interest of justice, list on 15.11.2023.

**DR. SHAHID AKHTER  
MEMBER**

SR

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

**St. Xavier's English Medium School, Civil Lines Road, Robertsganj,  
Sonebhadra District, Uttar Pradesh - 231216.**

**Vs.**

**Additional Chief Secretary, Department of School Education,  
Government of U.P., Bahu Khandi, Secretariat, Lucknow, U.P. –  
226001**

**Case No. 130 of 2022**

**20.09.2023**

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

1. Learned counsel for the petitioner filed two documents by hand, before the Commission's Office on dated 05.09.2023, which are taken on record.

2. Heard, learned counsel for the petitioner.

Reserved for Orders.

**DR. SHAHID AKHTER  
MEMBER**

SR

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

**St. Patrick's Academy, Alundur, Fathima Nagar P.O., Trichy District,  
Tamil Nadu - 620012.**

**Vs.**

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

**Case No. 256 of 2022**

**20.09.2023**

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

1. Learned counsel for the petitioner filed six documents by hand, before the Commission's Office on dated 12.09.2023, which are taken on record.
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 Physical Inspection Committee members have already inspected their institution.
4. 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.
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 directed to approach and provide all the relevant documents to the members of Physical Inspection Committee.
7. Office is directed that if Physical Inspection Report is not received, then send reminder by post and also by email to the members of Physical Inspection Committee, for sending the original inspection report positively before next date of hearing.

In the interest of justice, list on 16.11.2023.

**DR. SHAHID AKHTER  
MEMBER**

SR

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

**Guidance International School, Near Koyla Toll Plaza, Village -  
Wajidpur, Tehsil - Sadar, Rampur District, 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. 266 of 2022**

**20.09.2023**

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

1. Learned Counsel for the petitioner has filed three documents before the Commission's office on dated 14.09.2023, which are taken on record.
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. District Minority Welfare Officer, Rampur has written a letter dated 26.06.2023 addressed to Manager/Principal of the petitioner institution and sent a copy of the same by post to the Commission, which was received in the Commission's Office on dated 01.08.2023 and is taken on record. In the said letter he has requested the petitioner to file certified copies of all the relevant documents so that they can take appropriate action.
4. Office is directed to furnish a copy of the above said letter to the learned counsel for the petitioner for further action in the matter.
5. Learned counsel for the petitioner submitted that Physical Inspection Committee members have already inspected their institution.
6. Office is also directed to send reminder by post and also by email to the members of Physical Inspection Committee, for sending the inspection report positively by next date of hearing and to provide a copy of same to 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 16.11.2023.

**DR. SHAHID AKHTER  
MEMBER**

RS



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

**Rampur National Junior High School, Khusro Bagh Road, Rampur  
District, 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. 267 of 2022**

**20.09.2023**

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

1. Learned counsel for the petitioner has filed four documents before the Commission's Office on dated 14.09.2023, which are taken on record.
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 Physical Inspection Committee members have already inspected their institution.
4. Office is also directed to send reminder by post and also by email to the members of Physical Inspection Committee, for sending the inspection report positively by next date of hearing and to provide a copy of same to 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 16.11.2023.

**DR. SHAHID AKHTER  
MEMBER**

RS

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

**A.G. College of Nursing, Bandhdih, Jaridih, Jainamore, Bokaro, Jharkhand - 829301.**

**Vs.**

- 1. The Director, Primary Education, Department of School Education & Literacy S.E & L. Department, MDI Building, Post - Dhurwa, District - Ranchi, Jharkhand - 834004.**
- 2. The Director, Technical Education, Department of Higher, Technical Education & skill Development, Govt. of Jharkhand, 3<sup>rd</sup> Floor, Yojna Bhawan, Nepal House, Doranda Ranchi, Jharkhand - 834002.**

**Case No. 100 of 2023**

**20.09.2023**

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

None for the respondent.

1. Despite service of notice by registered post and e-mail also to respondent No.2, none appeared on behalf of the respondent No.2, even in the second round.
2. Learned counsel for the petitioner has filed three documents before the Commission's Office on dated 14.09.2023, which are taken on record.
3. On dated 21.08.2023, an e-mail was received from Directorate of Technical Education wherein he has requested for a copy of petition/writ for this matter and is taken on record.
4. Respondent has sent by post counter affidavit on behalf of **the** Director, Technical Education, Department of Higher, Technical Education & skill Development, Govt. of Jharkhand, alongwith covering letter dated 05.09.2023, which was received in the Commission's Office on dated 11.09.2023 and is also taken on record.
5. Office is directed to provide a copy of the Counter Affidavit to the learned counsel for the petitioner to file rejoinder, if any.  
In the interest of justice, list on 21.11.2023.

**DR. SHAHID AKHTER  
MEMBER**

RS

**GOVERNMENT OF BHARAT  
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**

**20.09.2023.**

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

1. Mr. Junais P, Advocate has filed his Vakalatnama before the Commission's Office on dated 19.07.2023, which is taken on record.
2. Learned counsel for the petitioner has also filed certified copy of recognition order of the petitioner institution before the Commission's Office on dated 14.09.2023 which is also taken on record.
3. On dated 13.09.2023, learned counsel for the petitioner has filed Envelope and postal stamps for sending notice to the respondent.
4. In the interest of justice, Office is directed to issue notice to the respondent by registered AD and e-mail.
5. List the matter on 21.11.2023.

**DR. SHAHID AKHTER  
MEMBER**

RS

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

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

**Vs.**

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

**Case No. 161 of 2023**

**20.09.2023**

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

1. Despite service of notice by registered post and e-mail also, none appeared on behalf of the respondent even in the second round.
2. Office is directed to again issue notice to the respondent by registered Ad and e – mail in terms of Commission's earlier order dated 04.07.2023.
3. List the matter on 18.10.2023.

**DR. SHAHID AKHTER  
MEMBER**

RS

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

**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.**

**Case No. 164 of 2023**

**20.09.2023**

Present: Mr. Christopher R for the petitioner.

1. Mr. Christopher R appeared on behalf of the petitioner institution and seeks leave to withdraw the petition with liberty to file a fresh petition for the same relief.
2. Leave and liberty is granted.
3. The petition is disposed of as withdrawn.

**DR. SHAHID AKHTER  
MEMBER**

RS

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

**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)**

**Misc. Case No. 07 of 2023**

**20.09.2023.**

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

1. Mr. Jose Abraham, Advocate appeared on behalf of the petitioner institution and filed his Vakalatnama today, which is taken on record.
2. Learned Counsel for the petitioner seeks leave to withdraw the petition with liberty to file a fresh petition for the same relief.
3. Leave and liberty is granted.
4. The petition is disposed of as withdrawn.

**DR. SHAHID AKHTER  
MEMBER**

RS

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

**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.

**DR. SHAHID AKHTER  
MEMBER**

A.K.