

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

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

**Vs.**

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

**Case No. 819 of 2019**

**12.10.2023**

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

1. Director, Directorate of Private Schools, Chennai, Tamil Nadu has sent a reply by email on dated 11.10.2023, which is taken on record.
2. It is mentioned therein that petitioner has not filed application for grant of Minority Status Certificate in their Office and petitioner institution is an un-aided private school.
3. I have heard learned counsel for the petitioner on application u/o VI rule 17 CPC read with section 12 (2) of NCMEI Act, 2004.
4. Learned counsel for the petitioner stated that at the time of filing the MSC petition dated 29.10.2019 before the Commission, he wrongly ticked the option in Column No.4 that the MSC application is pending before the State Competent Authority whereas no such application is pending before the said authority. He prayed to accept the said application. He has also filed an affidavit of Sr. Sagaya Mary.
5. We have sent notice of this application to the respondent and also asked specifically that whether the petitioner has filed any application or grant of MSC before the State Competent Authority or not. In response to the notice sent by the Commission, the State Competent Authority has replied through letter dated 11.10.2023 that no proposal so far has been received from the petitioner school seeking for Minority Status. So, it is clear that petitioner has not filed any application for grant of MSC before them.
6. In the facts and circumstances of the case and for the reasons mentioned in the application and the reply of the respondent, the application for amendment is hereby allowed.
7. Learned counsel for the petitioner again prayed for time to file updated Recognition certificate issued by State Examination Board. In the interest of justice, time prayed for is allowed.

List on 23.11.2023.

**DR. SHAHID AKHTER  
MEMBER**

SR

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

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

**Vs.**

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

**Case No. 820 of 2019**

**12.10.2023**

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

1. Director, Directorate of Private Schools, Chennai, Tamil Nadu has sent a reply by email on dated 11.10.2023, which is taken on record.
2. It is mentioned therein that petitioner has not filed application for grant of Minority Status Certificate in their Office and petitioner institution is an un-aided private school.
3. I have heard learned counsel for the petitioner on application u/o VI rule 17 CPC read with section 12 (2) of NCMEI Act, 2004.
4. Learned counsel for the petitioner stated that at the time of filing the MSC petition dated 29.10.2019 before the Commission, he wrongly ticked the option in Column No.4 that the MSC application is pending before the State Competent Authority whereas no such application is pending before the said authority. He prayed to accept the said application. He has also filed an affidavit of Sr. Sagaya Mary.
5. We have sent notice of this application to the respondent and also asked specifically that whether the petitioner has filed any application or grant of MSC before the State Competent Authority or not. In response to the notice sent by the Commission, the State Competent Authority has replied through letter dated 11.10.2023 that no proposal so far has been received from the petitioner school seeking for Minority Status. So, it is clear that petitioner has not filed any application for grant of MSC before them.
6. In the facts and circumstances of the case and for the reasons mentioned in the application and the reply of the respondent, the application for amendment is hereby allowed.
7. Learned counsel for the petitioner again prayed for time to file updated Recognition certificate issued by State Examination Board. In the interest of justice, time prayed for is allowed.

List on 23.11.2023.

**DR. SHAHID AKHTER  
MEMBER**

SR

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

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

**Vs.**

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

**Case No. 823 of 2019**

**12.10.2023**

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

1. Director, Directorate of Private Schools, Chennai, Tamil Nadu has sent a reply by email on dated 11.10.2023, which is taken on record.
2. It is mentioned therein that petitioner has not filed application for grant of Minority Status Certificate in their Office and petitioner institution is an un-aided private school.
3. I have heard learned counsel for the petitioner on application u/o VI rule 17 CPC read with section 12 (2) of NCMEI Act, 2004.
4. Learned counsel for the petitioner stated that at the time of filing the MSC petition dated 29.10.2019 before the Commission, he wrongly ticked the option in Column No.4 that the MSC application is pending before the State Competent Authority whereas no such application is pending before the said authority. He prayed to accept the said application. He has also filed an affidavit of Sr. Sagaya Mary.
5. We have sent notice of this application to the respondent and also asked specifically that whether the petitioner has filed any application or grant of MSC before the State Competent Authority or not. In response to the notice sent by the Commission, the State Competent Authority has replied through letter dated August, 2023 that no proposal so far has been received from the petitioner school seeking for Minority Status. So, it is clear that petitioner has not filed any application for grant of MSC before them.
6. In the facts and circumstances of the case and for the reasons mentioned in the application and the reply of the respondent, the application for amendment is hereby allowed.
7. Learned counsel for the petitioner again prayed for time to file updated Recognition certificate issued by State Examination Board. In the interest of justice, time prayed for is allowed.

List on 23.11.2023.

**DR. SHAHID AKHTER  
MEMBER**

SR

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

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

**Vs.**

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

**Case No. 824 of 2019**

**12.10.2023**

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

1. Director, Directorate of Private Schools, Chennai, Tamil Nadu has sent Counter Affidavit by post, along with covering letter dated 05.10.2023, which was received in the Commission's Office on dated 10.10.2023 and is taken on record.
2. An email dated 11.10.2023 received from the Principal Secretary, School Education Department along with reply on behalf of the respondent, and is taken on record
3. It is mentioned in the email that the petitioner school has not applied to the State Government authorities regarding grant of Minority Status. The same has also been stated by the Principal of the school vide reference 3<sup>rd</sup> cited that they have applied to the Director of Private Schools for grant of Minority Status Certificate and have applied directly to the National Commission for Minority Educational Institutions. The said institution is un-aided.
4. I have heard learned counsel for the petitioner on application u/o VI rule 17 CPC read with section 12 (2) of NCMEI Act, 2004.
5. Learned counsel for the petitioner stated that at the time of filing the MSC petition dated 29.10.2019 before the Commission, he wrongly ticked the option in Column No.4 that the MSC application is pending before the State Competent Authority whereas no such application is pending before the said authority. He prayed to accept the said application. He has also filed an affidavit of Sr. Sagaya Mary.
6. We have sent notice of this application to the respondent and also asked specifically that whether the petitioner has filed any application or grant of MSC before the State Competent Authority or not. In response to the notice sent by the Commission, the State Competent Authority has replied through letter dated 11.10.2023 that no proposal so far has been received from the petitioner school seeking for Minority Status. So, it is clear that petitioner has not filed any application for grant of MSC before them.

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7. In the facts and circumstances of the case and for the reasons mentioned in the application and the reply of the respondent, the application for amendment is hereby allowed.

8. Learned counsel for the petitioner again prayed for time to file updated Recognition certificate issued by State Examination Board. In the interest of justice, time prayed for is allowed.

List on 23.11.2023.

**DR. SHAHID AKHTER  
MEMBER**

SR

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

**St. Anne's Arts and Science College, G.N.T. Road,  
Ponnammanmedu, Madhavaram, Chennai, Tamil Nadu - 600011.**

**Vs.**

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

**Case No. 825 of 2019**

**12.10.2023**

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

None for the respondent.

1. On dated 18.09.2023, a letter dated 08.09.2023, received by post from the Principal Secretary to Government, Higher Education (E1), Department, Secretariat, Chennai-9, Tamil Nadu, which is taken on record.
2. Office is directed to provide a copy of the above letter to the learned counsel for the petitioner.

In the interest of justice, list on 23.11.2023.

**DR. SHAHID AKHTER  
MEMBER**

SR

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

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

**Vs.**

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

**Case No. 826 of 2019**

**12.10.2023**

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

1. Director, Directorate of Private Schools, Chennai, Tamil Nadu has sent a reply by email on dated 11.10.2023, which is taken on record.
2. It is mentioned therein that petitioner has not filed application for grant of Minority Status Certificate in their Office and petitioner institution is an un-aided private school.
3. I have heard learned counsel for the petitioner on application u/o VI rule 17 CPC read with section 12 (2) of NCMEI Act, 2004.
4. Learned counsel for the petitioner stated that at the time of filing the MSC petition dated 29.10.2019 before the Commission, he wrongly ticked the option in Column No.4 that the MSC application is pending before the State Competent Authority whereas no such application is pending before the said authority. He prayed to accept the said application. He has also filed an affidavit of Sr. Sagaya Mary.
5. We have sent notice of this application to the respondent and also asked specifically that whether the petitioner has filed any application or grant of MSC before the State Competent Authority or not. In response to the notice sent by the Commission, the State Competent Authority has replied through letter dated 11.10.2023 that no proposal so far has been received from the petitioner school seeking for Minority Status. So, it is clear that petitioner has not filed any application for grant of MSC before them.
6. In the facts and circumstances of the case and for the reasons mentioned in the application and the reply of the respondent, the application for amendment is hereby allowed.
7. Learned counsel for the petitioner again prayed for time to file updated Recognition certificate issued by State Examination Board. In the interest of justice, time prayed for is allowed.

List on 23.11.2023.

**DR. SHAHID AKHTER  
MEMBER**

SR

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

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

**Vs.**

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

**Case No. 827 of 2019**

**12.10.2023**

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

1. Director, Directorate of Private Schools, Chennai, Tamil Nadu has sent a reply by email on dated 11.10.2023, which is taken on record.
2. It is mentioned therein that petitioner has not filed application for grant of Minority Status Certificate in their Office and petitioner institution is an un-aided private school.
3. I have heard learned counsel for the petitioner on application u/o VI rule 17 CPC read with section 12 (2) of NCMEI Act, 2004.
4. Learned counsel for the petitioner stated that at the time of filing the MSC petition dated 29.10.2019 before the Commission, he wrongly ticked the option in Column No.4 that the MSC application is pending before the State Competent Authority whereas no such application is pending before the said authority. He prayed to accept the said application. He has also filed an affidavit of Sr. Sagaya Mary.
5. We have sent notice of this application to the respondent and also asked specifically that whether the petitioner has filed any application or grant of MSC before the State Competent Authority or not. In response to the notice sent by the Commission, the State Competent Authority has replied through letter dated 11.10.2023 that no proposal so far has been received from the petitioner school seeking for Minority Status. So, it is clear that petitioner has not filed any application for grant of MSC before them.
6. In the facts and circumstances of the case and for the reasons mentioned in the application and the reply of the respondent, the application for amendment is hereby allowed.
7. Learned counsel for the petitioner again prayed for time to file updated Recognition certificate issued by State Examination Board. In the interest of justice, time prayed for is allowed.

List on 23.11.2023.

**DR. SHAHID AKHTER  
MEMBER**

SR

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

**St. Joseph's Women's College of Education, Jayamatha Nagar,  
Jolarpettai, Vellore District, Tamil Nadu - 635851.**

**Vs.**

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

**Case No. 188 of 2020**

**12.10.2023**

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

1. Despite service of regd. letter by post and also email on dated 04.05.2023, 16.03.2023, 12.01.2023, 27.10.2022 and 01.09.2023, we have not received any response/ reply from the State Competent Authority that as to whether petitioner institution has filed any application for grant of MSC before the State Competent Authority or not.
2. Though on last date of hearing i.e. 10.08.2023, respondent has prayed for time to file the reply but till now we have not received any reply from the respondent.
3. Secretary of the Commission is directed to write a D.O. letter by post and email to the Chief Secretary of the State of Tamil Nadu with a request to direct the Competent Authority for sending the reply before next date of hearing.

In the interest of justice, list on 28.11.2023.

**DR. SHAHID AKHTER  
MEMBER**

SR

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

**St. Joseph's Primary School, No. 130, Kalathiappa Street, Choolai,  
Chennai, Tamil Nadu - 600112.**

**Vs.**

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

**Case No.190 of 2020**

**12.10.2023**

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

1. Learned counsel for the petitioner filed one document by hand, before the Commission's Office on dated 03.10.2023, which is taken on record.
2. Learned counsel for the petitioner filed an application under Order VIII Rule 9 and Section 151 C.P.C. read with Section 12 of the NCMEI Act, 2004, to accept the Rejoinder Affidavit. He has also submitted a copy of the same application along with an envelope and postal stamps, before the Commission's Office on dated 04.10.2023, which are taken on record.
3. Office is directed to issue notice of the above application to the respondent by post and email.

In the interest of justice, list on 28.11.2023.

**DR. SHAHID AKHTER  
MEMBER**

SR

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

**R.C.M. High School, Nehru Nagar, Walajabad, Kancheepuram  
District, Tamil Nadu - 631605.**

**Vs.**

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

**Case No. 206 of 2020**

**12.10.2023**

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

1. Learned counsel for the petitioner filed one document by hand, before the Commission's Office on dated 03.10.2023, which is taken on record.
2. Despite giving regd. notice to the respondent, no reply is received from the State Competent Authority so far.
3. In the facts and circumstances of the case, we deem just and proper that physical inspection report alongwith the recommendations for issuance of minority status certificate to the petitioner institution, may be obtained from the committee consisting of the following members: -
  1. Representative of the District Collector (Chairperson)
  2. Concerned District Education Officer (Member)
  3. District Minority /Welfare Officer/ District Social Welfare Officer (Member Secretary)
4. Office is directed to issue letter to the above Committee members for submitting the report.
5. Learned counsel for the petitioner prayed for a copy of the 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.
6. Office is directed to provide a copy of the letter to the learned counsel for the petitioner.
7. Learned counsel for the petitioner is directed to provide all the relevant documents to the members of Physical Inspection Committee.
- 8.. Learned counsel for the petitioner again prayed for time to file updated Recognition certificate issued by State Examination Board. In the interest of justice, time prayed for is allowed.

List on 28.11.2023.

**DR. SHAHID AKHTER  
MEMBER**

SR

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

**St. Joseph's High School, Kottaikuppam, Pulicat, Thiruvallur District, Tamil Nadu - 601205.**

**Vs.**

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

**Case No. 207 of 2020**

**12.10.2023**

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

1. Learned counsel for the petitioner filed three document by hand, before the Commission's Office on dated 05.10.2023, which is taken on record.
2. Despite giving regd. notice to the respondent, no reply is received from the State Competent Authority so far.
3. In the facts and circumstances of the case, we deem just and proper that physical inspection report alongwith the recommendations for issuance of minority status certificate to the petitioner institution, may be obtained from the committee consisting of the following members: -
  1. Representative of the District Collector (Chairperson)
  2. Concerned District Education Officer (Member)
  3. District Minority /Welfare Officer/ District Social Welfare Officer (Member Secretary)
4. Office is directed to issue letter to the above Committee members for submitting the report.
5. Learned counsel for the petitioner prayed for a copy of the 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.
6. Office is directed to provide a copy of the letter to the learned counsel for the petitioner.
7. Learned counsel for the petitioner is directed to provide all the relevant documents to the members of Physical Inspection Committee.
8. Learned counsel for the petitioner again prayed for time to file updated Recognition certificate issued by State Examination Board. In the interest of justice, time prayed for is allowed.

List on 28.11.2023.

**DR. SHAHID AKHTER  
MEMBER**

SR

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

**R.C.M. Primary School, Walajabad, Kancheepuram District, Tamil Nadu - 635601**

**V/s.**

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

**Case No. 208 of 2020**

**12.10.2023**

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

1. Learned counsel for the petitioner filed one document by hand, before the Commission's Office on dated 05.10.2023, which is taken on record.
2. Learned counsel for the petitioner filed an application under Order VIII Rule 9 and Section 151 C.P.C. read with Section 12 of the NCMEI Act, 2004, to accept the Rejoinder Affidavit. He has also submitted a copy of the same application along with an envelope and postal stamps, before the Commission's Office on dated 04.10.2023, which are taken on record.
3. Office is directed to issue notice of the above application to the respondent by post and email.

In the interest of justice, list on 28.11.2023.

**DR. SHAHID AKHTER  
MEMBER**

SR

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

**St. Joseph's Nursery and Primary School, Nagamalai,  
Madurai District Tamil Nadu- 625 019.**

**Vs.**

**Principal Secretary, School Education Department  
Government of Tamil Nadu- 600 009.**

**Case No. 117 of 2021**

**12.10.2023**

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

Heard learned counsel for the petitioner.

Reserved for orders.

**DR. SHAHID AKHTER  
MEMBER**

MD

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

**St. Bastin's Matriculation School, Railway Station Road,  
Papanasam, Thanjavur District, Tamil Nadu- 614 205.**

**Vs.**

**Principal Secretary, School Education Department,  
Government of Tamil Nadu, Rina Road, Fort St. George,  
Secretariat, Chennai, Tamil Nadu- 600 009.**

**Case No. 118 of 2021  
12.10.2023**

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

Learned counsel for the petitioner prayed for time to file updated Recognition/ Affiliation Certificate issued by the State Examination Board. Time prayed for is allowed.

In the interest of justice, list on 29.11.2023. .

**DR. SHAHID AKHTER  
MEMBER**

MD

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

**Amala Matriculation Higher Secondary School, Thuraiyur Road, Musiri, Trichy District, Tamil Nadu- 621 211.**

**Vs.**

**Principal Secretary, School Education Department, Government of Tamil Nadu, Rina Road, Fort St. George, Secretariat, Chennai, Tamil Nadu- 600 009.**

**Case No. 130 of 2021  
12.10.2023**

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

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

Learned counsel for the petitioner submitted on earlier orders dated 21.3.2023, 16.5.2023 and 9.8.2023 that the members of the Physical Inspection Committee have already inspected the petitioner institution, but we have not received physical inspection report till now.

Secretary of the Commission is directed to write a D.O. letter to the Chief Secretary, Tamil Nadu with a request to direct the members of the Physical Inspection Committee to send the Physical Inspection Report positively before the next date of hearing.

Learned counsel for the petitioner prayed for time to file updated Recognition/ Affiliation Certificate issued by the State Examination Board. Time prayed for is allowed.

In the interest of justice, list on 29.11.2023.

**DR. SHAHID AKHTER  
MEMBER**

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

**St. Ann's Matriculation Higher Secondary School, 23, Gandhi Nagar, Kumbakonam, Thanjavur District Tamil Nadu- 612 001.**

**Vs.**

**Principal Secretary, School Education Department, Government of Tamil Nadu, Rina Road, Fort St. George, Secretariat, Chennai, Tamil Nadu- 600 009.**

**Case No. 118 of 2022  
12.10.2023**

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

Learned Counsel for the petitioner has filed notarized copy of seven documents before the Commission's Office on dated 4.10.2023, which are taken on record.

Director of Private Schools, Chennai has sent counter affidavit on behalf of the respondent along with covering letter dated 1.8.2023 by post which was received in the Commission's office on 8.8.2023, which is taken on record. Office is directed to supply a copy of the counter affidavit to the learned counsel for the petitioner.

Learned counsel for the petitioner prayed for time to file updated Recognition/ Affiliation Certificate issued by the State Examination Board. Time prayed for is allowed.

In the interest of justice, list on 30.11.2023.

**DR. SHAHID AKHTER  
MEMBER**

MD

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

**St. Ann's Nursery and Primary School, Thiruvalluvar Nagar,  
Lalgudi, Trichy District, Tamil Nadu- 621 601.**

**Vs.**

**Principal Secretary, School Education Department,  
Government of Tamil Nadu, Rina Road, Fort St. George,  
Secretariat, Chennai, Tamil Nadu- 600 009.**

**Case No. 119 of 2022  
12.10.2023**

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

Learned Counsel for the petitioner has filed notarized copy of seven documents before the Commission's Office on dated 4.10.2023, which are taken on record.

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 members said Committee.

Learned counsel for the petitioner submitted on earlier orders dated 31.1.2023, 27.4.2023 and 2.8.2023 that the members of the Physical Inspection Committee have already inspected the petitioner institution, but we have not received physical inspection report till now.

Secretary of the Commission is directed to write a D.O. letter to the Chief Secretary, Tamil Nadu with a request to direct the members of the Physical Inspection Committee to send the Physical Inspection Report positively before the next date of hearing. Copy of the said D.O. letter may also be sent to the members of the Physical Inspection Committee and also supply to the learned counsel for the petitioner.

Learned counsel for the petitioner prayed for time to file updated Recognition/ Affiliation Certificate issued by the State Examination Board. Time prayed for is allowed.

In the interest of justice, list on 30.11.2023.

**DR. SHAHID AKHTER  
MEMBER**

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

**R.C. St. Joseph's High School, Koothavakkam, OMR,  
Thiruporur, Kancheepuram District, Tamil Nadu- 603 104.**

**Vs.**

**Principal Secretary, School Education Department,  
Government of Tamil Nadu, Rina Road, Fort St. George,  
Secretariat, Chennai, Tamil Nadu- 600 009.**

**Case No. 157 of 2022  
12.10.2023**

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

Learned Counsel for the petitioner has filed notarized copy of five documents before the Commission's Office on dated 5.10.2023, which are taken on record.

He has prayed for time to file updated Recognition/Affiliation Certificate issued by the State Examination Board. Time prayed for is allowed.

In the interest of justice, list on 5.12.2023.

**DR. SHAHID AKHTER  
MEMBER**

MD

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

**St. Mary's School, Ramleela Ground, Amaria, Pilibhit District,  
Uttar Pradesh- 262 121.**

**Vs.**

- 1. Additional Chief Secretary, Department of Basic Education, Government of Uttar Pradesh, Bahu Khandi, Secretariat, Lucknow, Uttar Pradesh.**
- 2. Additional Chief Secretary, Department of Secondary Education, Government of Uttar Pradesh.**

**Case No. 13 of 2023  
12.10.2023**

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

Learned Counsel for the petitioner has filed notarized copy of five documents before the Commission's Office on dated 3.10.2023, which are taken on record.

Despite sending notice by registered AD to Respondent No. 2, no reply has been filed till now. In the facts and circumstances of the case we deem it just and proper that physical inspection report alongwith the recommendations may be obtained from the Committee consisting of the following members for issuance of the minority status certificate to the petitioner institution:-

1. Representative of the concerned District Collector(Chairperson)
2. Concerned District Education Officer (Member)
3. Concerned District Minority Welfare Officer/ Concerned District Social Welfare Officer (Member Secretary).

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

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 and pursue the matter.

In the interest of justice, list on 13.12.2023.

**DR. SHAHID AKHTER  
MEMBER**

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

**St. Paul's High School, Door No. 8-15-42, Ringh Road,  
Srikakulam, Andhra Pradesh- 532 001.**

**Vs.**

**Secretary to Government, Government of Andhra Pradesh,  
Minorities Welfare Department, 3<sup>rd</sup> Floor, A.P. Secretariat,  
Velagapudi, Amravati, Andhra Pradesh- 522 503.**

**Case No. 14 of 2023  
12.10.2023**

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

Learned Counsel for the petitioner has filed notarized copy of four documents before the Commission's Office on dated 3.10.2023, which are taken on record.

A letter dated 23.8.2023 has been received from the Secretary, Minorities Welfare (SDM) Department, Government of Andhra Pradesh enclosing therewith six sets of counter affidavit, which is taken on record.

Learned counsel for the petitioner has submitted that the same counter affidavit has already been filed by the respondent to which he has also filed rejoinder. He has submitted that certified copies of all the relevant documents are already on record.

In the interest of justice, list final arguments on 17.1.2024.

**DR. SHAHID AKHTER  
MEMBER**

MD

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

**Samta Vidyapeeth H.S. School, Javad, Acharya Shri Nanesh Bhawan, Khor Darwaja Jawad, Neemuch District, Madhya Pradesh- 458 330.**

**Vs.**

**Secretary, Backward Classes and Minority Welfare Department, Mantralaya, Bhopal, Madhya Pradesh.**

**Case No. 77 of 2023  
12.10.2023**

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

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

The petition is disposed of as withdrawn.

**DR. SHAHID AKHTER  
MEMBER**

MD

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

**Shaheed Udham Singh Inter College, Rampur Kalan, Khutar,  
Shahjahanpur, Uttar Pradesh- 242 405.**

**Vs.**

**Additional Chief Secretary, Department of Secondary  
Education, Government of Uttar Pradesh, Bahu Khandi,  
Secretariat, Lucknow, Uttar Pradesh.**

**Case No. 109 of 2023  
12.10.2023**

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

Learned Counsel for the petitioner has filed notarized copy of five documents before the Commission's Office on dated 5.10.2023, which are taken on record.

Office is directed to issue notice to the respondent by registered AD and e-mail.

List on 14.12.2023.

**DR. SHAHID AKHTER  
MEMBER**

MD

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

**Paragon High School, Vattepally, Bahadurpura, Hyderabad District, Telangana- 500 053.**

**Vs.**

**Secretary, Minorities Welfare Department, "D" Block, Ground Floor, Telangana Secretariat, Hyderabad- 500 022.**

**Case No. 111 of 2023  
12.10.2023**

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

Learned Counsel for the petitioner has filed notarized copy of four documents before the Commission's Office on dated 21.9.2023, which are taken on record.

Despite sending copy of application dated 22.10.2022, receipt of Post Office and tracking consignment to the respondent for sending proper reply of the petition filed by the petitioner, no reply has been received from the respondent.

Office is again directed to send a letter to the respondent along with copy of application dated 22.10.2022, receipt of Post Office and tracking consignment for sending proper reply before the next date of hearing.

In the interest of justice, list on 14.12.2023.

**DR. SHAHID AKHTER  
MEMBER**

MD

**GOVERNMENT OF INDIA**  
**NATIONAL COMMISSION FOR MINORITY**  
**EDUCATIONAL INSTITUTIONS (NCMEI)**

Misc. 08 of 2021

**In the matter of :-**

1. Maharashtra Medical Education and Research Centre, A registered Public Trust through its Treasurer, Dr. Mushtaque U. Mukadam, 2390-B, K.B. Hidayatullah Road, New Modikhana, Azam Campus, Camp, Pune- 411 001.  
..... Petitioner No. 1
2. ZVM Unani Medical College and Hospital, Pune, through its Principal Dr. Jalis Ahmed, 2390-B, K.B. Hidayatullah Road, New Modikhana, Azam Campus Camp, Pune- 411 001.  
..... Petitioner No. 2  
V/s
1. The Secretary, Government of Maharashtra, Medical Education & Drug Department, Mantralaya, Mumbai- 400 032.  
..... Respondent No. 1
2. Registrar, Maharashtra University Health Science, Nashik, Mhasrul, Dindori Road, Nashik- 422 004.  
..... Respondent No. 2
3. Director, Directorate of AYUSH, Maharashtra State, Mumbai, St. George Hospital Compound, P.D. Mello Road, Fort, Mumbai- 400 001.  
..... Respondent No. 3

Present: None.

**ORDER**

12<sup>th</sup> October, 2023

**DR. SHAHID AKHTER, MEMBER, NCMEI**

Order dictated separately and pronounced which reads as under:

“Consequently, the action of the respondent No. 3 in declining to grant approval of the selection and appointment of the teaching staff of the petitioner institution is violative of the constitutions provisions. So in my opinion the impugned order dated 11.3.2020 is in violation of the fundamental rights of the minorities enshrined in Article 30(1) of the Constitution of India and also relating to deprivation of fundamental rights of petitioner minority institution.

Consequently, for the foregoing reasons, we direct the respondent No. 3 to implement the findings of the Commission by granting approval to the appointment of teachers selected and appointed by Petitioner No. 2.”

In view of the above, the present petition is disposed of in accordance with this order.

**DR. SHAHID AKHTER**  
**MEMBER**