

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

National Institute of Fire & Safety Engineering & Technology, No. 4&26/2, College, Road, Subramaniyapuram, 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

31.10.2023

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. Learned counsel for the petitioner filed three documents by hand, before the Commission's Office on dated 01.09.2023, which are taken on record.
3. Heard, learned counsel for the petitioner.
Reserved for Orders.

**DR. SHAHID AKHTER
MEMBER**

SR

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

B.K. Private ITI, Mitawali, Tehsil - Etmadpur, Agra District, Uttar Pradesh.

Vs.

- 1. Additional Chief Secretary, Department of Technical Education, Government of Uttar Pradesh, Lucknow, Uttar Pradesh - 226001.**
- 2. Deputy Director, Minority Welfare Department, 6th Floor, Indira Bhawan, Lucknow, Uttar Pradesh**

Case No. 337 of 2020

31.10.2023

Present: Mr. Prasanth Kulambil., Advocate for the petitioner.
Mr. Mohit Tiwari for the respondent.

1. Mr. Prasanth Kulambil, Advocate appeared on behalf of the arguing counsel Mr. Junais P.
2. Mr. Mohit Tiwari appeared on behalf of the respondent.
3. Learned counsel for the petitioner filed five documents by hand, before the Commission's Office on dated 25.10.2023, which are taken on record.
4. Principal, Government Industrial Training Institute, Etmadpur, Agra, Uttar Pradesh has sent their Communication, which is self explanatory and received before the Commission's Office on dated 31.08.2023 and is taken on record.
5. Mr. Mohit Tiwari appeared on behalf of the respondent and submitted that respondent has already granted NOC to the petitioner institution.
6. Heard, learned counsel for the petitioner.

Reserved for Orders.

**DR. SHAHID AKHTER
MEMBER**

SR

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

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

Vs.

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

Case No. 440 of 2020

31.10.2023

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

1. Despite sending the 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. Office is directed that if original Physical Inspection Report duly signed by all the three members of the Physical Inspection Committee is not received, then again 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.

List on 12.12.2023.

**DR. SHAHID AKHTER
MEMBER**

SR

**GOVERNMENT OF BHARAT
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

31.10.2023

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

1. Learned counsel for the petitioner filed updated Unique ID by hand, before the Commission's Office on dated 23.10.2023, which is 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**

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

31.10.2023

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. In compliance of the Commission's earlier Order Physical Inspection Committee has sent by email, physical inspection report along with covering letter dated 24.08.2023, which was received in the Commission's Office on dated 31.08.2023 and is taken on record.
3. 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 23.11.2023.

**DR. SHAHID AKHTER
MEMBER**

SR

**GOVERNMENT OF BHARAT
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

31.10.2023

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

1. In compliance of the Commission's earlier Order dated 20.07.2023, Office has sent the letter along with the reply to the respondent on dated 19.09.2023.
2. Despite letter by post and also email, we have not received any response/ reply from the respondent till now.
3. Office is directed to send reminder letter by post and also by email to the respondent to comply the Commission's earlier Order dated 20.07.2023.

In the interest of justice, list on 13.12.2023.

**DR. SHAHID AKHTER
MEMBER**

SR

**GOVERNMENT OF BHARAT
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

31.10.2023

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

1. Learned counsel for the petitioner filed certified copy of all the relevant documents by hand, before the Commission's Office on dated 11.10.2023, which are taken on record.
2. 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 11.01.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Minerva Institute of Management and Technology, Sudhowala,
Chakrata Road, Dehradun, Uttarakhand - 248001.**

Vs.

- 1. The Addl. Chief Secretary, Higher Education, Govt. of Uttarakhand, Dehradun.**
- 2. Principal Secretary, Higher Education, Uttarakhand Govt., Devendra Shastri Bhawan, Uttarakhand Secretariat, Dehradun.**
- 3. Incharge Secretary, Higher Education, Uttarakhand Govt., Room No. 7, Ground Floor, Late Soban Singh Jeena Bhawan (SBI Bank Building), Uttarakhand Secretariat.**

Case No. 60 of 2022

31.10.2023

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. 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 an envelope and postal stamps, before the Commission's Office on dated 25.08.2023, 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 10.01.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

**St. Marys Convent School, Shanti Nagar, Faridpur, Bareilly District,
Uttar Pradesh - 243503.**

Vs.

- 1. Director, Minority Welfare Department, 6th Floor, Indira Bhawan,
Lucknow, Uttar Pradesh**
- 2. Additional Chief Secretary, Department of Secondary Education
Govt. of UP Bahu Khandi, Secretariat, Lucknow (UP).**

Case No. 107 of 2022

31.10.2023

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

1. Learned counsel for the petitioner filed Updated Unique ID by hand, before the Commission's Office on dated 23.10.2023, which is taken on record.

2. Though the case was listed for the final arguments, I have perused the file and it transpires from the record that the list of Governing Body is not legible.

3. Learned counsel for the petitioner prayed for time to file legible and typed copy of the Governing Body members of the petitioner Society duly notarized by the notary public. In the interest of justice, time prayed for is allowed.

List on 30.11.2023.

**DR. SHAHID AKHTER
MEMBER**

SR

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

**St. Joseph's Special School, Alampatti Village, Saidapatti Road,
Thirali Post, Tirumangalam Taluk, Madurai District, Tamil Nadu -
625706.**

Vs.

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

Case No. 208 of 2022

31.10.2023

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

1. Despite sending the 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. Office is directed that if original Physical Inspection Report duly signed by all the three members of the Physical Inspection Committee is not received, then again 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.

List on 11.01.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

St. Joseph's Matriculation School, Alampatti Village, Saidapatti Road, Thirali Post, Tirumangalam Taluk, Madurai District, Tamil Nadu - 625706.

Vs.

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

Case No. 209 of 2022

31.10.2023

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

1. Despite sending the 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. Office is directed that if original Physical Inspection Report duly signed by all the three members of the Physical Inspection Committee is not received, then again 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.
3. Learned counsel for the petitioner again prayed for time to file updated recognition/ affiliation order issued by State Board or CBSE. In the interest of justice, time prayed for is allowed.

List on 11.01.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

**St. Joseph's Convent Nursery & Primary School, Indira Nagar,
Palamdada, Tirunelveli District, Tamil Nadu - 627359.**

Vs.

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

Case No. 210 of 2022

31.10.2023

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

1. An internal communication dated 10.10.2023 has been received by post from the Deputy Secretary to Government, School Education Department, Secretariat, Chennai, Tamil Nadu, which is taken on record.
2. Director, Directorate of Private School, Chennai has sent by post, Counter Affidavit along with covering letter dated 11.10.2023 before the Commission's Office on dated 17.10.2023, which is taken on record.
3. Office is directed to supply copy of the Counter Affidavit to the learned counsel for the petitioner.
4. Learned counsel for the petitioner submitted that the same Counter Affidavit has been received earlier and he does not want to file any rejoinder in this case.
5. 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 16.01.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

**St. Don Bosco Matriculation School, Nemilicherry, Chrompet,
Chengalpattu, Chennai, Tamil Nadu- 600 044.**

Vs.

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

Case No. 237 of 2022

31.10.2023

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

Despite service of notice, no reply has been filed by the respondent in terms of order dated 29.8.2023.

Also, 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 said Committee.

Office is directed that if the Inspection Report is not received, then send reminder letter by post and also by email to the members of the Physical Inspection Committee for sending the inspection report positively before the next date of hearing.

In the interest of justice, list on 16.1.2024

**DR. SHAHID AKHTER
MEMBER**

MD

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

**Nishwan Shahid Shikshan Sansthan, Village Kachhara, Pawai,
Azamgarh, Uttar Pradesh- 276 288.**

Vs.

- 1. Additional Chief Secretary, Department of School Education, Government of Uttar Pradesh, Bahu Khandi, Secretariat, Lucknow, Uttar Pradesh.**
- 2. Additional Chief Secretary, Minority Welfare and Waqf Department, Government of Uttar Pradesh.**

Case No. 39 of 2023

31.10.2023

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

Learned Counsel for the petitioner has filed four documents before the Commission's Office on dated 25.10.2023, which are taken on record.

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

Office is directed that if the Inspection Report is not received, then send reminder letter by post and also by email to the members of the Physical Inspection Committee for sending the inspection report duly signed by all the members of the Physical Inspection Committee positively before the next date of hearing.

In the interest of justice, list on 6.2.2024.

**DR. SHAHID AKHTER
MEMBER**

MD

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

**St. Mary's School, S.L.F. Ved Vihar, Sadullabad Village, Loni
P.O., Ghaziabad District, Uttar Pradesh- 201 102.**

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 Pradesh.**

Case No. 44 of 2023

31.10.2023

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

Learned Counsel for the petitioner has filed seven documents before the Commission's Office on dated 25.10.2023, which are taken on record.

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

Office is directed that if the Inspection Report is not received, then send reminder letter by post and also by email to the members of the Physical Inspection Committee for sending the inspection report duly signed by all the members of the Physical Inspection Committee positively before the next date of hearing.

In the interest of justice, list on 6.2.2024.

**DR. SHAHID AKHTER
MEMBER**

MD

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

St. Antony's Matric Hr. Sec. School, Anthonyar Nagar, TVR Road, Thirutharaipoondi, Thiruvarur District, Tamil Nadu- 614 713.

Vs.

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

Case No. 45 of 2023

31.10.2023

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

Learned Counsel for the petitioner has filed four documents before the Commission's Office on dated 25.10.2023, which are taken on record.

On 17.10.2023, Physical Inspection Report has been received from the District Education Officer (Private Schools), Thiruvarur, which is taken on record.

In the interest of justice, list for final arguments 6.2.2024.

**DR. SHAHID AKHTER
MEMBER**

MD

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

**St. Norbert School, Marianahalli, Dodda Gubbi Post, Bangalore,
Karnataka- 560 077.**

Vs.

**Additional Chief Secretary, Education Department (Higher
Education), Government of Karnataka, Sixth Floor, Multi-
storeyed Building, Bengaluru, Karnataka- 560 001.**

Case No. 58 of 2023

31.10.2023

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

Learned Counsel for the petitioner has filed five documents before the Commission's Office on dated 25.10.2023, which are taken on record.

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

Office is directed that if the Inspection Report is not received, then send reminder letter by post and also by email to the members of the Physical Inspection Committee for sending the inspection report duly signed by all the members of the Physical Inspection Committee positively before the next date of hearing.

In the interest of justice, list on 6.2.2024.

**DR. SHAHID AKHTER
MEMBER**

MD

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

**Don Bosco School, Carmel Nagar, Gunadala, Vijayawada,
Krishna District, Andhra Pradesh- 520 004.**

Vs.

**Secretary, Department of Minorities Welfare, Government of
Andhra Pradesh, 3rd Floor, Andhra Pradesh Secretariat,
Velangagpudi, Amravati, Andhra Pradesh- 521 185.**

Case No. 119 of 2023

31.10.2023

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

On 23.8.2023, learned counsel for the petitioner has filed application under Order VIII Rule 9 along with Section 151 of CPC read with Section 12 of the NCMEI Act, 2004 to accept the Rejoinder Affidavit along with envelope and postal stamp for sending notice to the respondent. The said documents are taken on record.

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

List on 7.2.2024.

**DR. SHAHID AKHTER
MEMBER**

MD

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

**Rashad Moral School, Jameatur Rashad, Rashad Nagar,
Gulami Ka Pura, Post Sadar, District Azamgarh, Uttar
Pradesh- 276 001.**

Vs.

**Additional Chief Secretary, Department of Secondary
Education, Government of Uttar Pradesh, Bapu Bhawan, 7th
Floor, Lucknow, Uttar Pradesh- 226 001.**

Case No. 201 of 2023

31.10.2023

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

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

Despite service of notice by registered AD and email, there is no appearance on behalf of the respondent even in second round and no reply has been filed by the respondent. In the facts and circumstances of the case it would be 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.

In the interest of justice, list on 7.2.2024.

**DR. SHAHID AKHTER
MEMBER**

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

Christ College, Cuttack, Odisha- 753 008.

Vs.

- 1. The Director, Higher Education, Department of Higher Education, Government of Odisha, H.O.D. Building, Campus-II, Bhubaneswar-751 001.**
- 2. Commissioner cum Secretary, Department of Higher Education, Government of Odisha, Secretariat Building, Campus-I, Bhubaneswar- 751 001.**

Misc. Case No. 10 of 2023

31.10.2023

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

On 18.9.2023, a communication dated 11.9.2023 has been received from Deputy Director, Department of Higher Education, Government of Odisha, which is taken on record. The said communication has already been received through email which has already been taken on record.

Office is directed to issue notice to the respondents to file reply on or before the next date of hearing.

In the interest of justice, list on 7.2.2024.

**DR. SHAHID AKHTER
MEMBER**

MD

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

**Metas Adventist School, P.O. Box No. 24, Athwalines, Surat,
Gujarat.**

Vs.

**The Deputy Director, Director of Schools, Government of
Gujarat, Old Secretariat, Block 9/1, Gandhinagar, Gujarat- 382
10.**

Case No. 153 of 2022

31.10.2023

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

This case was reserved for orders on 19.10.2023.

I have perused the case file and it is found that the declaration part of the petition was signed and attested by Mr. Elian David Srikakolli, Director of the Medical Educational Trust Association Surat of Seventh-Day Adventist. As per Governing Body Directors List for the year 2022-24, Mr. Elian David Srikakolli was appointed as Director of the said association on 12.7.2022. It also appears that the petitioner has applied for grant of NOC to the competent authority of the State Government on 8.4.2022, which was signed by Mr. Elian David Srikakolli. There is a variance between proof and pleading.

I have also perused the amended Memorandum of Association wherein date of amendment is not mentioned.

Learned counsel for the petitioner is directed to clarify the said inconsistencies.

In the interest of justice, list on 30.11.2023.

**DR. SHAHID AKHTER
MEMBER**

MD

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

31.10.2023

Gautam Buddha Education Center, Sikandarpur Nigoh (Badepur), Post - Nigoh Khas Chhibramau, District - Kannauj, Uttar Pradesh- 209 721.

Vs.

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

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

An application has been received by hand on 17.10.2023 from Gautam Buddha Education Center, Sikandarpur Nigoh (Badepur), Post - Nigoh Khas Chhibramau, District - Kannauj, Uttar Pradesh- 209 721 for grant of minority status certificate. It be registered.

2. It transpires from the petition that on 25.1.2023, the petitioner institution has applied for grant of No Objection Certificate to the State Competent Authority i.e. Additional Chief Secretary, Department of Basic Education, Government of Uttar Pradesh, Bahu Khandi, Secretariat, Lucknow, Uttar Pradesh, which was received by the respondent on 30.1.2023. The said petition is still pending as per the petitioner institution. The petitioner has waited sufficiently for period of 90 days as per Section 10 of NCMEI Act, 2004, before filing this petition.

3. The petitioner has already filed the proof of delivery of track consignment to the respondent.

4. The petitioner has filed copy of order dated 26.2.2010 issued by District Basic Education Officer, Kannauj granting permanent recognition to the petitioner institution from July 2009.

5. 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.

6. It also transpires from the petition that the petitioner Institute is an unaided institution (Primary). During the academic year 2020-21, out of 238 students, 207 students were from the Buddhist Minority Community, in the year 2021-22, out of 259 students, 219 students were from the Buddhist community and in the year 2022-23, out of 247 students, 218 students are from the Buddhist Minority Community.

7. It transpires from the petition that the Amendment in the Memorandum of Association of the petitioner Society is prior to the filing application u/s 10 of NCMEI Act. 2004 before the State Competent Authority and also petition before this Commission for grant of Minority Status Certificate.

8. Office is directed to issue notice to the respondent by registered AD and e-mail. Record of Case No. 99 of 2023 be tagged with the record of this case.

9. List on 8.2.2023.

**DR. SHAHID AKHTER
MEMBER**

MD

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

31.10.2023

St. Clelia English School, Vallapady, Kodakara, Thrissur District, Kerala- 680 684.

Vs.

Director, Directorate of Minority Welfare, Government of Kerala, 4th Floor, Vikas Bhavan, Thiruvananthapuram, Kerala- 695 033.

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

An application has been received by hand on 18.10.2023 from St. Clelia English School, Vallapady, Kodakara, Thrissur District, Kerala- 680 684 for grant of minority status certificate. It be registered.

2. It transpires from the petition that on 19.8.2022, the petitioner institution has applied for grant of No Objection Certificate to the State Competent Authority i.e. Director, Directorate of Minority Welfare, Government of Kerala, 4th Floor, Vikas Bhavan, Thiruvananthapuram, Kerala- 695 033 and vide order No. 5123/MSC/2022/DMW dated 5.9.2023 the State Government has granted No Objection Certificate to the petitioner institution.

3. The petitioner has filed copy of order dated 14.5.2025 issued by the Additional Chief Secretary, Public Education Department, Government of Kerala granting recognition to the petitioner institution from the academic year 2015-16. The said order is in Malayalam language. The petitioner has filed notarized copy of the English translation of the said order.

4. It also transpires from the petition that the petitioner Institute is an unaided institution (Primary). During the academic year 2021-22, out of 29 students, 17 students were from the Christian Minority Community, in the year 2022-23, out of 33 students, 18 students were from the Christian community and in the year 2023-24, out of 31 students, 14 students are from the Christian Minority Community.

5. 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.

6. After perusal of the record, it is found that Sr. Mariya Flora has filed this application before this Commission for grant of Minority Status Certificate as Trustee, Little Sisters of Mother of Sorrows Trust and her name is available in the Trust Deed which is duly certified by the Sub-Registrar, Thrissur.

7. The petitioner institution has applied for grant of Minority Status Certificate on the ground that the same has been established and is being administered by the Little Sisters of Mother of Sorrows Trust, constituted by the members of the Christian community. The aforesaid averments made in the petition find ample corroboration from the documentary evidence produced on behalf of the petitioner institution and the affidavit of Sr. Maria Flora.

8. We have perused the Trust Deed of the petitioner institution which was registered before the Sub-Registrar, Thrissur on dated 21.1.2012 which is well before the filing of No Objection Certificate (NOC) application u/s Section 10 of the NCMEI Act, 2004 dated 19.8.2022.

9. In the fact and circumstances of the case, it is evident that the State has granted NOC to the petitioner institution to obtain minority status certificate from this Commission, there is no need to serve any notice to the respondent i.e. State Competent Authority.

10. Office is directed to return Envelope and postage charges to the petitioner.

11. Heard learned counsel for the petitioner. Reserved for orders.

DR. SHAHID AKHTER
MEMBER

MD

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

31.10.2023

Little Flower Kannada Higher Primary School Aided), 4th Ward, Near Nagarasaba, Hospet, Vijayanagar District, Karnataka- 583 201.

Vs.

Additional Chief Secretary, Education Department (Higher Education), Government of Karnataka, Sixth Floor, Multi Storeyed Building, Bengaluru, Karnataka- 560 001.

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

An application has been received by hand on 18.10.2023 from Little Flower Kannada Higher Primary School Aided), 4th Ward, Near Nagarasaba, Hospet, Vijayanagar District, Karnataka- 583 201 for grant of minority status certificate. It be registered.

2. It transpires from the petition that on 1.5.2023, the petitioner institution has applied for grant of No Objection Certificate to the State Competent Authority i.e. Additional Chief Secretary, Education Department (Higher Education), Government of Karnataka, Sixth Floor, Multi Storeyed Building, Bengaluru, Karnataka- 560 001, which was received by the respondent on 4.5.2023. The said petition is still pending as per the petitioner institution. The petitioner has waited sufficiently for period of 90 days as per Section 10 of NCMEI Act, 2004, before filing this petition.

3. The petitioner has already filed the proof of delivery of track consignment to the respondent.

4. The petitioner has filed copy of order dated 9.3.2022 issued by the Deputy Director (Administration), Public Education Department, Nrupatunga Road, Bangalore granting recognition to the petitioner institution from 2021-22 to 2025-26. The said order is in Kannada language. The petitioner has filed notarized copy of the said order.

5. 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.

6. It also transpires from the petition that the petitioner Institute is an aided institution (Higher Primary). During the academic year 2020-21, out of 983 students, 20 students were from the Christian Minority Community, in the year 2021-22, out of 987 students, 21 students were from the Christian minority community and in the year 2022-23, out of 1005 students, 22 students were from the Christian Minority Community.

7. It transpires from the petition that the Amendment in the Memorandum of Association of the petitioner Society is prior to the filing application u/s 10 of NCMEI Act. 2004 before the State Competent Authority and also petition before this Commission for grant of Minority Status Certificate.

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

9. List on 8.2.2024.

**DR. SHAHID AKHTER
MEMBER**