St. Joseph's Hr. Sec. School, East Tambaram, Chengalpattu, Chennai, Tamil Nadu - 600059.

Vs.

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

Case No. 238 of 2022

08.11.2023

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. Learned counsel for the petitioner submitted that members of Physical Inspection Committee have already inspected their institution, but we have not received any physical inspection report from the Physical Inspection Committee.
- 3. 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.
- 4. Learned counsel for the petitioner prayed for time to file updated recognition/ affiliation order issued by State Board Examination. In the interest of justice, time prayed for is allowed.

List on 01.02.2024.

DR. SHAHID AKHTER MEMBER

St. Pauls Academy, Thimmavaram Campus, Kancheepuram High Road, Chengalpattu, Kancheepuram, Tamil Nadu - 603101.

Vs.

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

Case No. 239 of 2022

08.11.2023

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. Director of Private School, Chennai has sent by post, Counter Affidavit along with covering letter dated 24.08.2023, which was received in the Commission's Office on dated 29.08.2023, 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 members of Physical Inspection Committee have already inspected their institution, but we have not received any physical inspection report from the Physical Inspection Committee.
- 5. 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.

In the interest of justice, list on 01.02.2024.

DR. SHAHID AKHTER MEMBER

St. Joseph's Primary School, East Tambaram, Chennai, Tamil Nadu - 600059.

Vs.

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

Case No. 240 of 2022 08.11.2023

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

- 1. Despite notice of application under Order VIII Rule 9 and Section 151 C.P.C. read with Section 12 of the NCMEI Act, 2004, we have not received any reply/response from the respondent.
- 2. A letter dated 18.10.2023 addressed to the District Educational Officer (Elementary), Chengalpattu has been received from the District Educational Officer (Secondary), Chengalpattu and copy thereof sent to this Commission by post, which was received in the Commission's Office on dated 25.10.2023 and is taken on record.
- 3. A letter dated 26.10.2023 addressed to the Director of Elementary Education, Chennai has been received from Deputy Secretary to Government, School Education Department, Chennai and copy of thereof sent to this Commission by post, which was received in the Commission's Office on dated 07.11.2023 and is also taken on record.
- 4. 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.
- 5. Learned counsel for the petitioner submitted that members of Physical Inspection Committee have already inspected their institution.
- 6. 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.

In the interest of justice, list on 01.02.2024.

St. John's Matriculation School, No. 1, Velachery Main Road, East Tambaram, Chengalpattu, Chennai, Tamil Nadu - 600059.

Vs

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

Case No. 241 of 2022

08.11.2023

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

- 1. Despite notice of application under Order VIII Rule 9 and Section 151 C.P.C. read with Section 12 of the NCMEI Act, 2004, we have not received any reply/response from the respondent.
- 2. A letter dated 11.10.2023 addressed to the District Educational Officer (Private Schools), Chengalpattu has been received from the District Educational Officer (Secondary), Chengalpattu and copy thereof sent to this Commission by post, which was received in the Commission's Office on dated 17.10.2023 and is taken on record.
- 3. 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.
- 4. Learned counsel for the petitioner submitted that members of Physical Inspection Committee have already inspected their institution.
- 5. 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.
- 6. Learned counsel for the petitioner prayed for time to file updated recognition/ affiliation order issued by State Board Examination. In the interest of justice, time prayed for is allowed.

List on 01.02.2024.

St. Joseph's Higher Secondary School, Kovalam P.O., Chengalpet, Kancheepuram, Tamil Nadu - 603112.

Vs.

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

Case No. 242 of 2022

08.11.2023

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

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

List on 06.02.2024.

DR. SHAHID AKHTER MEMBER

Mount Carmel Nursery and Primary School, No. 1, Matha Kovil Street, Kovalam P.O., Thiruporur Union, Kancheepuram District, Tamil Nadu - 603112.

Vs.

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

Case No. 243 of 2022

08.11.2023

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

- 1. Despite notice of application under Order VIII Rule 9 and Section 151 C.P.C. read with Section 12 of the NCMEI Act, 2004, we have not received any reply/response from the respondent.
- 2. A letter dated 20.10.2023 addressed to the Director of Elementary Education, Chennai has been received from the Deputy Secretary to the Government, School Education Department, Chennai and copy of thereof sent to this Commission by post, which was received in the Commission's Office on dated 07.11.2023 and is taken on record.
- 3. 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.
- 4. Learned counsel for the petitioner submitted that members of Physical Inspection Committee have already inspected their institution.
- 5. 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.

In the interest of justice, list on 06.02.2024.

St. Ann's English Medium School, Kadaba P.O., Kodimbala Village, Puttur Taluk, Dakshina Kannada District, Karnataka - 574221.

Vs.

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

Case No. 59 of 2023

08.11.2023

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

- 1. Despite notice of application under Order VIII Rule 9 and Section 151 C.P.C. read with Section 12 of the NCMEI Act, 2004, we have not received any reply/response from the respondent.
- 2. Learned counsel for the petitioner filed Notarized English translation of last page of Amended Memorandum of Association registration dated 22.07.2022 by hand, before the Commission's Office on dated 02.11.2023, which 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 06.02.2024.

DR. SHAHID AKHTER MEMBER

St. Aloysius English Medium School, Urwa, Ladyhill, Mangaluru Taluk, Dakshina Kannada District, Karnataka - 575006.

Vs.

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

Case No. 60 of 2023 08.11.2023

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

- 1. Despite notice of application under Order VIII Rule 9 and Section 151 C.P.C. read with Section 12 of the NCMEI Act, 2004, we have not received any reply/response from the respondent.
- 2. Learned counsel for the petitioner filed Notarized English translation of last page of Amended Memorandum of Association registration dated 22.07.2022 by hand, before the Commission's Office on dated 02.11.2023, which 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 06.02.2024.

DR. SHAHID AKHTER MEMBER

St. Joachim's High School, Kadaba Post & Village, Puttur Taluk, Dakshina Kannada District, Karnataka - 574221.

Vs.

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

Case No. 61 of 2023

08.11.2023

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

- 1. Despite notice of application under Order VIII Rule 9 and Section 151 C.P.C. read with Section 12 of the NCMEI Act, 2004, we have not received any reply/response from the respondent.
- 2. Learned counsel for the petitioner filed Notarized English translation of last page of Amended Memorandum of Association registration dated 22.07.2022 by hand, before the Commission's Office on dated 02.11.2023, which 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 06.02.2024.

DR. SHAHID AKHTER MEMBER

St. Sebastian English Medium School, Permanur, Mangalore Taluk, Dakshina Kannada District, Karnataka - 575017.

Vs.

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

Case No. 62 of 2023

08.11.2023

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

- 1. Despite notice of application under Order VIII Rule 9 and Section 151 C.P.C. read with Section 12 of the NCMEI Act, 2004, we have not received any reply/response from the respondent.
- 2. Learned counsel for the petitioner filed Notarized English translation of last page of Amended Memorandum of Association registration dated 22.07.2022 by hand, before the Commission's Office on dated 02.11.2023, which 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 07.02.2024.

DR. SHAHID AKHTER MEMBER

St. Mary's Central School, Kinnigoli, Mangalore Taluk, Dakshina Kannada District, Karnataka - 574150.

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

Case No. 71 of 2023 08.11.2023

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

- 1. Learned counsel for the petitioner filed Notarized English translation of last page of Amended Memorandum of Association registration dated 22.07.2022 by hand, before the Commission's Office on dated 01.11.2023, which is taken on record.
- 2. Despite sending letter dated 03.11.2023, none appeared on behalf of the respondent even in the second round.
- 3. In compliance of the Commission's earlier Orders, Secretary of the Commission has filed written statement on dated 10.10.2023 along with the status report, which is taken on record.
- Heard, learned counsel for the petitioner.
 Reserved for Orders.

DR. SHAHID AKHTER MEMBER

Devmatha English Medium High School, Amtoor, Karingana Post, Bantwal Taluk, Dakshina Kannada District, Karnataka-574222.

Vs.

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

Case No. 79 of 2023 08.11.2023

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 31.10.2023, which are taken on record.
- 2. Despite sending letter dated 03.11.2023, none appeared on behalf of the respondent even in the second round.
- 3. In compliance of the Commission's earlier Orders, Secretary of the Commission has filed written statement on dated 10.10.2023 along with the status report, which is taken on record.
- Heard, learned counsel for the petitioner.
 Reserved for Orders.

DR. SHAHID AKHTER MEMBER

Holy Saviour English Medium School, Agrar - Batwal, Dakshina Kannda District, Karnataka- 574 211.

Vs.

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

Case No. 90 of 2023

8.11.2023

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

Learned counsel for the petitioner has filed notarized copies of the English translation of the last page of amended Memorandum of Association and copy of the letter dated 23.7.2022 issued by the Deputy Director (Administrator), Public Educational Department, Dakshina Kannada, Mangalore granting recognition to the petitioner institution along with its English translation before the Commission's office on 31.10.2023, which are taken on record.

In compliance of Commission's earlier orders dated 25.5.2023 and 30.8.2023, Secretary of the Commission has filed written statement dated 10.10.2023, which is also taken on record.

Heard learned counsel for the petitioner. Reserved for orders.

DR. SHAHID AKHTER MEMBER

Sahib Institute of Management and Research, 255/1/1/2, Gram - Morod, Khandva Road, Indore, Madhya Pradesh- 452 020.

Vs.

Secretary, Backward Classes and Minority Welfare Department, Government of Madhya Pradesh, Room No. 339, Mantralaya, Bhopal, Madhya Pradesh.

Case No. 127 of 2023

8.11.2023

Present: Mr. Iftekhar Ahmad, Advocate for the petitioner.

None for the respondent.

An email dated 9.10.2023 has been received from Commissioner, Backward Classes & Minority Welfare, Madhya Pradesh enclosing therewith copy of letters dated 6.10.2023 and 14.9.2023 of Joint Director, Backward Classes & Minority Welfare, Madhya Pradesh, which is taken on record.

Despite sending notice 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.

List on 8.2.2024.

Gurukripa College of Professional Studies, Gram Kamton, Tehsil - Bareli, District - Raisen, Madhya Pradesh.

Vs.

Secretary, Backward Classes and Minority Welfare Department, Government of Madhya Pradesh, Room No. 339, Mantralaya, Bhopal, Madhya Pradesh.

Case No. 128 of 2023

8.11.2023

Present: Mr. Iftekhar Ahmad, Advocate for the petitioner.

None for the respondent.

A letter dated 14.9.2023 from Joint Director, Backward Classes & Minority Welfare, Madhya Pradesh has been received in the Commission's office on 25.9.2023, which is taken on record.

Despite sending notice 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.

List on 8.2.2024.

DR. SHAHID AKHTER MEMBER

Victoria College of Education, 89/1, 139/4, Gram - Berkhedi, Sehore, Madhya Pradesh.

Vs.

Secretary, Backward Classes and Minority Welfare Department, Government of Madhya Pradesh, Room No. 339, Mantralaya, Bhopal, Madhya Pradesh.

Case No. 130 of 2023

8.11.2023

Present: Mr. Iftekhar Ahmad, Advocate for the petitioner.

None for the respondent.

An email dated 9.10.2023 has been received from Commissioner, Backward Classes & Minority Welfare, Madhya Pradesh enclosing therewith copy of letters dated 3.10.2023 and 12.11.2023 of Joint Director, Backward Classes & Minority Welfare, Madhya Pradesh, which is taken on record.

Despite sending notice 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.

List on 8.2.2024.

DR. SHAHID AKHTER MEMBER

CKC Academy, Dhurat Road, Ait, Jalaun District, Uttar Pradesh- 285 201.

Vs.

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

Case No. 203 of 2023

8.11.2023

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

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 and pursue the matter with the Physical Inspection Committee for inspection of the petitioner institution.

List on 14.2.2024.

St. John Paul School, Bamhrauli Moth, Jhansi District, Uttar Pradesh- 284303

Vs.

Additional Chief Secretary, Basic Education Department, Government of Uttar Pradesh, Bapu Bhawan, 7th Floor, Lucknow, Uttar Pradesh- 226001.

Case No. 204 of 2023

8.11.2023

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

Mr. Rajvendra Singh for the respondent.

Learned counsel for the petitioner has filed updated Unique ID of the petitioner society before the Commission's office on 31.10.2023, which is taken on record.

Mr. Rajvendra Singh appearing on behalf of the respondent wants to file some documents. He is directed to file the same before the Commission's office today itself.

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. Learned counsel for the petitioner has submitted that in most of the cases filed by the petitioner institutions of State of Uttar Pradesh, Government of Uttar Pradesh is filing physical inspection report in the cases where Physical Inspection Committee has not been constituted.

At request, 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 and pursue the matter with the Physical Inspection Committee for inspection of the petitioner institution.

List on 14.2.2024.

International Access School, At. Barhan, Post & District Siwan, Bihar.

Vs.

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

Case No. 836 of 2019

8.11.2023

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

None for the respondent.

Heard learned counsel for the petitioner.

Reserved for orders.

A.M.E.S. College of Education, Reddythoppu, Ambur, Vellore District, Tamil Nadu- 635 802.

Vs.

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

Case No. 435 of 2020

8.11.2023

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

District Collector, Tirupathur District, Tamil Nadu has sent Physical Inspection Report along with covering letter dated 5.10.2023 received in the Commission's office on 31.10.2023, which is taken on record.

Learned counsel for the petitioner has submitted that certified copies of all the relevant documents are on record.

List for final arguments on 11.1.2024.

DR. SHAHID AKHTER MEMBER

Mazharul Uloom Higher Secondary School, Ambur, Vellore District, Tamil Nadu- 635 802.

Vs.

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

Case No. 436 of 2020

8.11.2023

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

Learned counsel for the petitioner has prayed for time to file updated recognition certificate issued by the State Board. In the interest of justice, time prayed for is allowed.

List on 11.1.2024.

DR. SHAHID AKHTER MEMBER