Shri Guru Nanak Higher Secondary School, Damoh, Near Government Polytechnic College, Jabalpur Naka Damoh District, Madhya Pradesh

Vs.

Secretary, Backward Classes and Minority Welfare Department, Bhopal, Madhya Pradesh

Case No. 460 of 2019

07.12.2023

Present: Mr. Ajay Deep Mishra, Advocate for the petitioner. None for the respondent.

1. Despite sending reminder letter by post and email to the members of Physical Inspection Committee, we have not received any response/ physical inspection report from the Physical Inspection Committee till now.

2. Learned counsel for the petitioner has already submitted that the members of the Physical Inspection Committee have already inspected the petitioner institution, but we have not received inspection report till now.

3. Secretary of the Commission is directed to write a letter to the Chief Secretary, Government of Madhya Pradesh with a request to direct the Physical Inspection Committee to send Physical Inspection Report before next date of hearing.

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

In the interest of justice, list on 06.02.2024.

DR. SHAHID AKHTER MEMBER

Little Flower Degree College, 2-18-25, Little Flower Junior College Campus, Uppal, R.R. District, Hyderabad, Telangana State - 500039. Vs.

Secretary to Government, Minorities Welfare Department, "D" Block, Ground Floor, Telangana Secretariat, Hyderabad-500022.

Case No. 62 of 2020

07.12.2023

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

1. At request of learned counsel for the petitioner last and final opportunity is granted to him to comply with the Commission's earlier Order dated 08.08.2023 failing, which the petition shall stand dismissed for want of action on part of the petitioner.

In the interest of justice, list on 06.02.2024.

DR. SHAHID AKHTER MEMBER

Little Heart's Academy, 51/4, Chak Dondi (Sangam Road), Naini, Allahabad, Uttar Pradesh-211008

V/s

- 1. Additional Chief Secretary, Department of Higher Education, Government of Uttar Pradesh, Bahu Khandi, Secretariat, Lucknow, Uttar Pradesh – 226001
- 2. Deputy Director, Minority Welfare Department, 6th Floor, Indira Bhawan, Lucknow, Uttar Pradesh
- 3. Additional Chief Secretary, Secondary Education Department, Bapu Bhawan, 7th Floor, Lucknow, Uttar Pradesh-226001

Case No. 336 of 2020

07.12.2023

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

1. Heard, learned counsel for the petitioner.

Reserved for Orders.

DR. SHAHID AKHTER MEMBER

- 1. Shri Shahid Muneer Siddiqui, Village Hussainpur, Musaiman, Post Sahijina Hamzapur, District – Ambedkar Nagar, Uttar Pradesh
- 2. District Inspector of School, Ambedkar Nagar, Uttar Pradesh Vs.

S.N. Inter College, Indaipur, Ambedkar Nagar, Uttar Pradesh – 244129

Misc. Case No. 08 of 2020

07.12.2023

Present: None for the complainant No.1 Mr. Anshuman Tiwari, Advocate for complainant No.2 (DIOS) None for the respondent.

1. None appeared on behalf of the complainant No.1.

2. Mr. Anshuman Tiwari, Advocate appeared on behalf of the Complainant no.02. i.e. District Inspector of School, Ambedkar Nagar, Uttar Pradesh.

3. None for the respondent.

4. Mr. Anshuman Tiwari, Advocate submitted that learned counsel for the respondent informed him due to some family emergency in his home he seeks adjournment.

In the interest of justice, list on 14.03.2024.

DR. SHAHID AKHTER MEMBER

Little Flower School, Telco Colony, Jamshedpur District, Jharkhand - 831004.

Vs.

Director, Secondary Education, Department of School Education & Literacy, Government of Jharkhand, MDI Building, S.E & L. Department, Behind Project Bhawan, Post - Dhurwa, District - Ranchi - 834004.

Case No. 02 of 2021

07.12.2023

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

1. Office is directed to issue a letter to Council for the Indian School Certificate Examinations for compliance of the Commission's earlier Order dated 13.09.2023.

In the interest of justice, list on 08.02.2024.

DR. SHAHID AKHTER MEMBER

St. Mary's Matriculation Higher Secondary School, Raja Ganapthy Nagar, Mettur Dam, Salem District, Tamil Nadu - 636401.

Vs.

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

Case No. 129 of 2021

07.12.2023

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

1. Despite sending letter by post to the Chief Secretary, State of Tamil Nadu and also to members of the Physical Inspection Committee, we have not received any reply/ physical inspection report till now.

2. Secretary of the Commission is again directed to write a letter to the Chief Secretary, Government of Tamil Nadu with a request to direct the Physical Inspection Committee to send Physical Inspection Report before next date of hearing.

3. Copy of the said letter may also be sent to the members of the Physical Inspection Committee for sending the inspection report positively before next date of hearing.

List on 08.02.2024.

DR. SHAHID AKHTER MEMBER

St. Pauls College, # E-1, St. Pauls Campus, Nelagadharanahalli, Nagasandra P.O., Bangalore, Karnataka – 560 073.

Vs.

Additional Chief Secretary to Govt., Education Deptt., (Higher Education), Govt. of Karnataka, 6th Floor, Multi – Storeyed Building, Bengaluru, Karnataka.

Case No. 151 of 2021

07.12.2023

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

1. Despite sending reminder letter by post and email to the members of Physical Inspection Committee, we have not received any response/ physical inspection report from the Physical Inspection Committee till now.

2. Learned counsel for the petitioner submitted that members of Physical Inspection Committee have already inspected their institution.

3. Secretary of the Commission is directed to write a letter to the Chief Secretary, Government of Karnataka with a request to direct the Physical Inspection Committee to send Physical Inspection Report before next date of hearing.

4. Office is directed that if original Physical Inspection Report is not received, then send again reminder letter 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.

5. Office is directed to provide a copy of the reminder letter to the learned counsel for the petitioner.

6. Learned counsel for the petitioner is directed to approach and provide all the relevant documents to the members of Physical Inspection Committee.

In the interest of justice, list on 13.02.2024.

DR. SHAHID AKHTER MEMBER

Madarsa Hadeesul Quran Arabic College, Laliyana, Meerut, Uttar Pradesh- 250104.

Vs.

- 1. Additional Chief Secretary, Department of School Education, Government of U.P., Bahu Khandi, Secretariat, Lucknow, U.P. -226001.
- 2. Secretary, Minority Welfare and Waqf Department, Government of U.P.

Case No. 62 of 2022

07.12.2023

Present: Mr. Junais P., Advocate for the petitioner. Ms. Kusum Saini, Basic Education Department, Meerut for the respondent.

- 1. Ms. Kusum Saini, Basic Education Department, Meerut appeared on behalf of the respondent.
- 2. Heard, learned counsel for the petitioner.

Reserved for Orders.

DR. SHAHID AKHTER MEMBER

N.S. Inter College, Laliyana, Meerut, Uttar Pradesh.

Vs.

Additional Chief Secretary, Department of School Education, Lucknow, Uttar Pradesh.

Case No. 63 of 2022

07.12.2023

Present: Mr. Junais P., Advocate for the petitioner. Ms. Kusum Saini, Basic Education Department, Meerut for the respondent.

- 1. Ms. Kusum Saini, Basic Education Department, Meerut appeared on behalf of the respondent.
- 2. Heard, learned counsel for the petitioner.

Reserved for Orders.

DR. SHAHID AKHTER MEMBER

Islamia Lilbinat Junior High School, Parikshit garh, Meerut, Uttar Pradesh- 250406.

Vs.

- 1. Additional Chief Secretary, Department of School Education, Government of U.P., Bahu Khandi, Secretariat, Lucknow, U.P. -226001.
- 2. Additional Chief Secretary, Department of Secondary Education, Government of U.P., Bahu Khandi, Secretariat, Lucknow, U.P. -226001.

Case No. 64 of 2022

07.12.2023

Present: Mr. Junais P., Advocate for the petitioner. Ms. Kusum Saini, Basic Education Department, Meerut for the respondent.

1. Ms. Kusum Saini, Basic Education Department, Meerut appeared on behalf of the respondent and wants to file the reply today itself.

2. Ms. Kusum Saini is directed to file the reply before the Commission's Office and also provide copy of the said reply to learned counsel for the petitioner.

3. Despite sending reminder letter by post and email to the members of Physical Inspection Committee, we have not received any response/ physical inspection report from the Physical Inspection Committee till now.

4. Ms. Kusum Saini appeared on behalf of the respondent submitted that Physical inspection committee has already inspected the petitioner institution and forwarded the report to the District Collector Office, Meerut.

5. Learned counsel for the petitioner submitted that Physical Inspection Committee members have already inspected their institution but we have not received any report till now.

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

In the interest of justice, list on 28.02.2024.

DR. SHAHID AKHTER MEMBER

Aliya Hadeesul Quran Lilbinat (Girls), Laliyana, Meerut, Uttar Pradesh.

Vs.

- 1. Additional Chief Secretary, Department of School Education, Government of U.P., Bahu Khandi, Secretariat, Lucknow, U.P. – 226001.
- 2. Additional Chief Secretary, Department of Secondary Education, Government of U.P., Bahu Khandi, Secretariat, Lucknow, U.P. -226001.

Case No. 65 of 2022

07.12.2023

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

1. 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 Physical Inspection Committee till now.

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

3. Office is directed to provide a copy of the reminder letter to the learned counsel for the petitioner.

4. Learned counsel for the petitioner is directed to approach and provide all the relevant documents to the members of Physical Inspection Committee.

In the interest of justice, list on 28.02.2024.

DR. SHAHID AKHTER MEMBER

Nazia Girls Junior High School, Laliyana, Meerut, Uttar Pradesh - 246731

V/s.

- 1. Additional Chief Secretary, Department of School Education, ,Government of Uttar Pradesh, Bahu Khandi, Secretariat, Lucknow, Uttar Pradesh – 226001.
- 2. Additional Chief Secretary, Department of Secondary Education, Bapu Bhawan, 7th Floor, Lucknow 226001.

Case No. 66 of 2022

07.12.2023

Present: Mr. Junais P., Advocate for the petitioner. Ms. Kusum Saini, Basic Education Department, Meerut and Mr. Krishan Kumar, ADIOS for the respondent.

1. Ms. Kusum Saini, Basic Education Department, Meerut and Mr. Krishan Kumar, ADIOS appeared on behalf of the respondent.

2. Additional District Magistrate (Nagar), Meerut has sent by post, Physical Inspection Report and some documents along with covering letter dated 21.09.2023 but not in proper format prescribed by Court of the Commission, which was received in the Commission's Office on dated 27.09.2023 and is taken on record.

3. On dated 05.12.2023, an internal communication received from Under Secretary, Government of Uttar Pradesh, which is taken on record.

4. Office is directed to send again reminder letter 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, which is duly signed by all the three members of the Committee.

In the interest of justice, list on 05.03.2024.

DR. SHAHID AKHTER MEMBER

Madarsa Jamia Academy, Radhna, Meerut, Uttar Pradesh – 250104. V/s.

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

Case No. 67 of 2022

07.12.2023

Present: Mr. Junais P., Advocate for the petitioner. Ms. Kusum Saini, Basic Education Department, Meerut and Mr. Krishan Kumar, ADIOS for the respondent.

1. Ms. Kusum Saini, Basic Education Department, Meerut and Mr. Krishan Kumar, ADIOS appeared on behalf of the respondent.

2. Heard, learned counsel for the petitioner.

Reserved for Orders.

DR. SHAHID AKHTER MEMBER

St. Joseph's Nursery and Primary School, Koothavakkam, OMR, Thiruporur Kancheepuram District, Tamil Nadu - 603104.

Vs.

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

Case No. 156 of 2022

07.12.2023

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

1. Despite sending reminder letter by post and email to the members of Physical Inspection Committee, we have not received any response/ physical inspection report from the Physical Inspection Committee till now.

2. Learned counsel for the petitioner submitted that members of Physical Inspection Committee have already inspected their institution.

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

4. Office is directed that if original Physical Inspection Report is not received, then send again reminder letter 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 05.03.2024.

DR. SHAHID AKHTER MEMBER

Saint Arnold's School, HIG - 489, K-5, Kalinga Vihar, Khurda, Bhubaneswar District, Orissa - 751019.

Vs.

Director, Secondary Education, 6th Floor, HOD Building, Unit - V, Bhubaneswar, Khordha, Odisha.

Case No. 161 of 2022

07.12.2023

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

1. Despite sending reminder letter by post and email to the members of Physical Inspection Committee, we have not received any response/ physical inspection report from the Physical Inspection Committee till now.

2. Learned counsel for the petitioner submitted that members of Physical Inspection Committee have already inspected their institution.

3. Secretary of the Commission is directed to write a letter to the Chief Secretary, Government of Orissa with a request to direct the Physical Inspection Committee to send Physical Inspection Report before next date of hearing.

4. Office is directed that if original Physical Inspection Report is not received, then send again reminder letter 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.

5. Office is directed to provide a copy of the reminder letter to the learned counsel for the petitioner.

6. Learned counsel for the petitioner is directed to approach and provide all the relevant documents to the members of Physical Inspection Committee.

In the interest of justice, list on 05.03.2024.

DR. SHAHID AKHTER MEMBER

Holy Family School, Barharwa, Jhikitia, Sahibganj District, Jharkhand – 816101

Vs.

Director, Primary & Secondary Education Department of School Education & Literacy (S.E & L. Department), MDI Building, Post Dhurwa, Dist- Ranchi- 834004.

Case No. 172 of 2022

07.12.2023

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

1. District Collector, Sahibganj has sent, Physical Inspection and some documents alongwith the covering letter dated 12.10.2023 by post, which was received in the Commission's Office on dated 27.10.2023 and is 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 06.03.2024.

DR. SHAHID AKHTER MEMBER

BSL Public School, Kareli, Madhya Pradesh.

Vs.

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

Case No. 173 of 2022

07.12.2023

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

1. Learned counsel for the petitioner filed an application under Order VIII Rule 9 and Section 151 C.P.C. read with Section 12(2) of the NCMEI Act, 2004, to accept the Rejoinder Affidavit. He has also submitted a copy of the same along with an envelope and postal stamp, before the Commission's Office on dated 30.11.2023, which are taken on record.

2. Office is directed to issue notice of the above application to the respondent by regd. A.D. and email.

In the interest of justice, list on 06.03.2024.

DR. SHAHID AKHTER MEMBER

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

Vs.

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

Case No. 256 of 2022

07.12.2023

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

1. Despite sending reminder letter by post and email to the members of Physical Inspection Committee, we have not received any response/ physical inspection report from the Physical Inspection Committee till now.

2. Learned counsel for the petitioner submitted that members of Physical Inspection Committee have already inspected their institution.

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

In the interest of justice, list on 06.03.2024.

DR. SHAHID AKHTER MEMBER

Guidance International School, Near Koyla Toll Plaza, Village -Wajidpur, Tehsil - Sadar, Rampur District, Uttar Pradesh - 244901. Vs.

- 1. Additional Chief Secretary, Department of School Education Govt. of UP Bahu Khandi,, Secretariat, Lucknow (UP).
- 2. Additional Chief Secretary, Department of Secondary Education, Government of Uttar Pradesh.

Case No. 266 of 2022

07.12.2023

Present: Present: Mr. Junais P., Advocate for the petitioner. Mr. Noorul Amin, B.S.A. Office for the respondent.

1. District Magistrate, Rampur, Uttar Pradesh has sent Physical Inspection report along with covering letter dated 30.08.2023 by post, which was received in the Commission's Office on dated 29.09.2023, which is taken on record.

2. Copy of the same report has been received from the District Minority Welfare Officer, Rampur on dated 31.10.2023, which is also 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 07.03.2024..

DR. SHAHID AKHTER MEMBER

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

Vs

- 1. Additional Chief Secretary, Department of School Education Govt. of UP Bahu Khandi,, Secretariat, Lucknow (UP).
- 2. Additional Chief Secretary, Department of Secondary Education, Government of Uttar Pradesh.

Case No. 267 of 2022

07.12.2023

Present: Present: Mr. Junais P., Advocate for the petitioner. Mr. Noorul Amin, B.S.A. Office for the respondent.

1. On dated 31.10.2023, Physical Inspection report has been received from District Magistrate, Rampur, Uttar Pradesh by post, which appears to be copy and is taken on record.

2. District Minority Welfare Officer, Rampur, Uttar Pradesh has also sent a letter dated 21.10.2023 by post, which was received before the Commission's Office on dated 31.10.2023 and is also taken on record.

3. Office is directed that send reminder letter along with proper format by post and also by email to the members of Physical Inspection Committee, for sending the inspection report positively before next date of hearing, which is duly signed by all the three members of the Committee.

In the interest of justice, list on 07.03.2024.

DR. SHAHID AKHTER MEMBER

Jain Public School, Opposite Kendriya Vidhayaleya, Sagod Road, Ratlam, Madhya Pradesh - 457001. Vs.

Secretary, Backward Classes and Minority Welfare Department, Room No. 339, Mantralaya, Bhopal, Madhya Pradesh -462004.

Case No. 91 of 2023

7.12.2023

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

Learned counsel for the petitioner has filed five documents by hand before the Commission's office on 1.9.2023, which are taken on record.

Learned counsel for the petitioner prayed for time to file an application. Time prayed for is allowed.

In the interest of justice, list on 12.3.2024.

DR. SHAHID AKHTER MEMBER

St. Xaviers English Medium School, Halim Chowk, Kishanganj P.O., & District, Bihar - 855107.

Vs.

Director, Secondary & Senior Secondary Education, Ground Floor, Vikas Bhawan, New Secretariat, Bailey Road, Patna, Bihar – 800 015.

Case No. 92 of 2023 7.12.2023

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

An email dated 31.8.2023 has been received from the Assistant Director, Minority Welfare, Kishanganj forwarding therewith a copy of the Physical Inspection Report, which is taken on record.

On 25.10.2023, District Magistrate, Kishanganj, Bihar has vide his letter dated 31.8.2023 has sent original Physical Inspection Report, which is also taken on record.

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

List the case for final arguments on 12.3.2024.

DR. SHAHID AKHTER MEMBER

St. Xavier's School, Ruidhasa, Kishanganj P.O., & District, Bihar - 855107.

Vs.

Director, Primary Education, Ground Floor, Vikas Bhawan, New Secretariat, Bailey Road, Patna, Bihar - 800015.

Case No. 93 of 2023 7.12.2023

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

An email dated 31.8.2023 has been received from the Assistant Director, Minority Welfare, Kishanganj forwarding therewith a copy of the Physical Inspection Report, which is taken on record.

On 25.10.2023, District Magistrate, Kishanganj, Bihar has vide his letter dated 31.8.2023 has sent original Physical Inspection Report, which is also taken on record.

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

List the case for final arguments on 12.3.2024.

DR. SHAHID AKHTER MEMBER

St. Joseph's English Medium School, Dumar P.O., Puthi P.S., Katihar District, Bihar - 855107..

Vs.

Director, Primary Education, Ground Floor, Vikas Bhawan, New Secretariat, Bailey Road, Patna, Bihar - 800015.

Case No. 94 of 2023

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

An email dated 15.11.2023 has been received from Minority Welfare, Katihar, forwarding therewith a copy of the Physical Inspection Report, which is taken on record.

Office is directed to issue reminder letter by post and e-mail to the members of the Physical Inspection Committee for sending the original Physical Inspection Report duly signed by all the members of the said Committee in the prescribed format positively before the next date of hearing, if the inspection report is not received till sending the reminder letter.

In the interest of justice, list on 12.3.2024.

DR. SHAHID AKHTER MEMBER

7.12.2023

St. Peter's High School (Hindi Medium), Catholic Church Campus, Kalabhawan Road, Shivajee Colony, Ward No. 06, Purnea District, Bihar - 854301.

Vs.

Director, Primary Education, Ground Floor, Vikas Bhawan, New Secretariat, Bailey Road, Patna, Bihar - 800015.

Case No. 95 of 2023

7.12.2023

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

On 11.9.2023, Physical Inspection Report has been received from the Physical Inspection Committee, which is taken on record.

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

List the case for final arguments on 12.3.2024.

DR. SHAHID AKHTER MEMBER

St. Thomas High School, Minshibari, Gulabbagh P.O., Sadar Thana, Purnea P.S. & Dt., Bihar - 854326.

Vs.

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

Case No. 96 of 2023 7.12.2023

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

On 11.9.2023, Physical Inspection Report has been received from the Physical Inspection Committee, which is taken on record.

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

List the case for final arguments on 12.3.2024.

DR. SHAHID AKHTER MEMBER

S & S Law College, Village Datoda, Tehsil Mhow, Khandwa 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. 112 of 2023 7.12.2023

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

At request, last and final opportunity is granted to the learned counsel for the petitioner to comply with the Commission's earlier order dated 18.4.2023. Time prayed for is allowed.

In the interest of justice, list on 13.3.2024.

DR. SHAHID AKHTER MEMBER

Carmel School, Churamanpur Village, Buxar P.O., Buxar District, Bihar- 802 116.

Vs.

Director, Secondary and Senior Secondary Education, Ground Floor, Vikas Bhawan, New Secretariat, Dailey Road, Patna, Bihar- 800 015.

Case No. 115 of 2023

7.12.2023

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

Despite sending letter by post and e-mail to the members of the Physical Inspection Committee, we have not received any response/Physical inspection report from the members of the Physical Inspection Committee till now.

Learned Counsel for the petitioner has submitted that the physical inspection committee has inspected the petitioner institution during the last week.

Office is directed to issue reminder letter by post and e-mail to the members of the Physical Inspection Committee for sending the report positively before the next date of hearing, if the inspection report is not received till sending the reminder letter.

In the interest of justice, list on 13.3.2024.

DR. SHAHID AKHTER MEMBER

St. Arnolds English Medium High School, Meghnagar, Jhabua District, Madhya Pradesh - 457779. Vs.

Secretary, Backward Classes and Minority Welfare Department, Government of Madhya Pradesh, Room No. 339, Mantralaya, Bhopal, Madhya Pradesh - 462004.

Case No. 142 of 2023

7.12.2023

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

Despite sending letter by post and e-mail to the members of the Physical Inspection Committee, we have not received any response/Physical inspection report from the members of the Physical Inspection Committee till now.

Learned Counsel for the petitioner has submitted that the physical inspection committee has already inspected the petitioner.

Office is directed to issue reminder letter by post and e-mail to the members of the Physical Inspection Committee for sending the report positively before the next date of hearing, if the inspection report is not received till sending the reminder letter.

In the interest of justice, list on 14.3.2024.

DR. SHAHID AKHTER MEMBER

Amar Jyoti High School, Pardih, Mango, Jamshedpur, Jharkhand - 831020. Vs.

Director, Secondary Education, Department of School Education & Literacy, S.E & L. Department, MDI Building, Post - Dhurwa, District - Ranchi, Jharkhand - 834004.

Case No. 145 of 2023

7.12.2023

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

Despite sending letter by post and e-mail to the members of the Physical Inspection Committee, we have not received any response/Physical inspection report from the members of the Physical Inspection Committee till now.

Learned Counsel for the petitioner has submitted that the physical inspection committee has already inspected the petitioner.

Office is directed to issue reminder letter by post and e-mail to the members of the Physical Inspection Committee for sending the report positively before the next date of hearing, if the inspection report is not received till sending the reminder letter.

In the interest of justice, list on 14.3.2024.

DR. SHAHID AKHTER MEMBER

St. Joseph International School, Mother Virgin Garden, Kodikottai, Rameshwaram (Road), Maviduthikottai, Sivagangai District, Tamil Nadu - 630303.

Vs.

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

Case No. 220 of 2023

7.12.2023

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

On 21.11.2023, Director of Private Schools, Chennai, Tamil Nadu vide letter dated 15.11.2023 has sent counter affidavit, which is taken on record.

Office is directed to supply a copy of the same to the learned counsel for the petitioner for filing rejoinder, if any.

In the interest of justice, list on 19.3.2024.

DR. SHAHID AKHTER MEMBER

Pakiza School-1, 10, Manik Bagh Road, Near Vatika Greens Garden, Opp. Choithram Hospital, Indore, Madhya Pradesh. Vs.

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

Case No. 260 of 2023

7.12.2023

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

Learned counsel for the petitioner has filed four documents before the Commission's office on 29.11.2023, 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 and pursue the matter with the Physical Inspection Committee for inspection of the petitioner institution.

List on 19.3.2024.

Al-Izmah School, 31/2A, Villuni Vayal Adaikadavan, Peruvurani, District Thanjavur, Tamil Nadu.

Vs.

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

Case No. 261 of 2023

7.12.2023

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

Learned counsel for the petitioner has filed four documents, clarificatory affidavit and true copy of the NIOS notification dated 27.3.2018 before the Commission's office on 30.11.2023, 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 and pursue the matter with the Physical Inspection Committee for inspection of the petitioner institution.

List on 19.3.2024.

Markaz Public School, Kottamudi, Paloor Post, Madikeri, Kodagu, Karnataka- 571 214.

Vs.

Additional Chief Secretary, Education Department (Higher Education), Government of Karnataka, Bengaluru, Karnataka.

Case No. 262 of 2023

7.12.2023

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

Learned counsel for the petitioner has filed four documents before the Commission's office on 29.11.2023, which are taken on record. He has also filed notarized copy of the recognition order along with its true English translation before the Commission's office on 30.11.2023, which are also 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 and pursue the matter with the Physical Inspection Committee for inspection of the petitioner institution.

List on 19.3.2024.

Shri Sanjay Singh, 435, Awas Vikas Colony, Fatehpur, Uttar Pradesh.

Complainant.

1. Rani Chandraprabh Mahavidyalay, G.T. Road, Shazadpur, Khaga, Fatehpur, Uttar Pradesh.

Vs.

Respondent No. 1

2. Abhay Pratap Singh Degree College, Kunwarepur Road, Bindki, Fatehpur, Uttar Pradesh.

- Respondent No. 2

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

Misc. Case No. 11of 2023

7.12.2023

Present: None for the complainant.

Mr. Abhishek Rana, Advocate for Abhay Pratap Singh Degree College, Kunwarepur Road, Bindki, Fatehpur, Uttar Pradesh.

Vide order dated 31.8.2023, this case was listed for hearing on 16.11.2023 and due to some reasons it was adjourned to 7.12.2023.

A letter dated 30.11.2023 has been received from Mr. Abhay Pratap Singh by post in the Commission on 5.12.2023 stating that he has not received a copy of the complaint, which is taken on record.

Instead of sending notice only to the complainant, the Deputy Secretary, NCMEI has sent notice regarding adjournment of the matter to the complainant and Rani Chandraprabh Mahavidyalay, G.T. Road, Shazadpur, Khaga, Fatehpur, Uttar Pradesh and Abhay Pratap Singh Degree College, Kunwarepur Road, Bindki, Fatehpur, Uttar Pradesh.

The Deputy Secretary is warned to be careful in future before sending the court notices/ letters. He is directed to file his explanation as to why the notices were sent to Rani Chandraprabh Mahavidyalay, G.T. Road, Shazadpur, Khaga, Fatehpur, Uttar Pradesh and Abhay Pratap Singh Degree College, Kunwarepur Road, Bindki, Fatehpur, Uttar Pradesh without the orders of the Court of the Commission.

Office is directed to issue fresh notice to the complainant.

In the interest of justice, list on 20.3.2024.

7.12.2023

Springfields Primary School, Inside Kaman Alija Kotla, Charminar Mandal - I, Hyderabad District, Telangana State- 500 002. Vs.

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

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

An application has been received by hand on 22.11.2023 from Springfields Primary School, Inside Kaman Alija Kotla, Charminar Mandal - I, Hyderabad District, Telangana State- 500 002 for grant of minority status certificate. It be registered.

2. It transpires from the petition that on 29.3.2023, the petitioner institution has applied for grant of No Objection Certificate to the State Competent Authority i.e. Secretary, Minorities Welfare Department, "D" Block, Ground Floor, Telangana State, Hyderabad- 500 022, which was received by the respondent on 3.4.2023. 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. The petitioner has already filed the proof of delivery of track consignment to the respondent.

3. The petitioner has filed copy of order dated 21.6.2021 issued by the District Educational Officer, Hyderabad granting recognition to the petitioner institution for the period from 2022-23 to 2031-32.

4. Petitioner has filed Resolution Passed by the Governing Body to obtain Minority Status Certificate from this Commission and envelope with postage for sending notice to the State Competent Authority.

5. It also transpires from the petition that the petitioner Institute is an unaided institution (Primary).

6. During the academic year 2020-21, out of 407 students, all students were from the Muslim minority community, in the year 2021-22, out of 334 students, all students were from the Muslim minority community and in the year 2022-23, out of 400 students, all students were from the Muslim minority community.

It transpires from the petition that the amendment in the Memorandum of Association of the petitioner Society done prior to the filing application u/s
of NCMEI Act. 2004 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 20.3.2024.

DR. SHAHID AKHTER MEMBER

7.12.2023

Spring Field Upper Primary School, D. No. 16-10-271/272, Opp: Race Course, Malakpet, Hyderabad, Telangana State – 500 036. Vs.

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

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

An application has been received by hand on 22.11.2023 from Spring Field Upper Primary School, D. No. 16-10-271/272, Opp: Race Course, Malakpet, Hyderabad, Telangana State– 500 036 for grant of minority status certificate. It be registered.

2. It transpires from the petition that on 29.3.2023, the petitioner institution has applied for grant of No Objection Certificate to the State Competent Authority i.e. Secretary, Minorities Welfare Department, "D" Block, Ground Floor, Telangana State, Hyderabad- 500 022, which was received by the respondent on 3.4.2023. 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. The petitioner has already filed the proof of delivery of track consignment to the respondent.

3. The petitioner has filed copy of order dated 25.10.2014 issued by the District Educational Officer, Hyderabad granting recognition to the petitioner institution for the period from 2014-15 to 2023-24.

4. Petitioner has filed Resolution Passed by the Governing Body to obtain Minority Status Certificate from this Commission and envelope with postage for sending notice to the State Competent Authority.

5. It also transpires from the petition that the petitioner Institute is an unaided institution (Primary).

6. During the academic year 2020-21, out of 275 students, all students were from the Muslim minority community, in the year 2021-22, out of 258 students, all students were from the Muslim minority community and in the year 2022-23, out of 338 students, all students were from the Muslim minority community.

It transpires from the petition that the amendment in the Memorandum of Association of the petitioner Society done prior to the filing application u/s
of NCMEI Act. 2004 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 20.3.2024.

7.12.2023

Springfields Upper Primary School, D.No. 8-5-2/18, Moghal campus, Bandlaguda Mandal - II, Hyderabad, Telangana State- 500 005. Vs.

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

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

An application has been received by hand on 22.11.2023 from Springfields Upper Primary School, D.No. 8-5-2/18, Moghal campus, Bandlaguda Mandal - II, Hyderabad, Telangana State- 500 005 for grant of minority status certificate. It be registered.

2. It transpires from the petition that on 29.3.2023, the petitioner institution has applied for grant of No Objection Certificate to the State Competent Authority i.e. Secretary, Minorities Welfare Department, "D" Block, Ground Floor, Telangana State, Hyderabad- 500 022, which was received by the respondent on 3.4.2023. 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. The petitioner has already filed the proof of delivery of track consignment to the respondent.

3. The petitioner has filed copy of order dated 26.9.2017 issued by the District Educational Officer, Hyderabad granting recognition to the petitioner institution for the period from 2017-18 to 2026-27.

4. Petitioner has filed Resolution Passed by the Governing Body to obtain Minority Status Certificate from this Commission and envelope with postage for sending notice to the State Competent Authority.

5. It also transpires from the petition that the petitioner Institute is an unaided institution (Primary).

6. During the academic year 2020-21, out of 234 students, all students were from the Muslim minority community, in the year 2021-22, out of 284 students, all students were from the Muslim minority community and in the year 2022-23, out of 561 students, all students were from the Muslim minority community.

It transpires from the petition that the amendment in the Memorandum of Association of the petitioner Society done prior to the filing application u/s
of NCMEI Act. 2004 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 20.3.2024.

7.12.2023

Springfields Primary School, Tolichowki, Golconda Mandal, Hyderabad, Telangana State- 500 008. Vs.

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

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

An application has been received by hand on 22.11.2023 from Springfields Primary School, Tolichowki, Golconda Mandal, Hyderabad, Telangana State- 500 008 for grant of minority status certificate. It be registered.

2. It transpires from the petition that on 29.3.2023, the petitioner institution has applied for grant of No Objection Certificate to the State Competent Authority i.e. Secretary, Minorities Welfare Department, "D" Block, Ground Floor, Telangana State, Hyderabad- 500 022, which was received by the respondent on 3.4.2023. 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. The petitioner has already filed the proof of delivery of track consignment to the respondent.

3. The petitioner has filed copy of order dated 23.10.2017 issued by the District Educational Officer, Hyderabad granting recognition to the petitioner institution for the period from 2017-18 to 2026-27.

4. Petitioner has filed Resolution Passed by the Governing Body to obtain Minority Status Certificate from this Commission and envelope with postage for sending notice to the State Competent Authority.

5. It also transpires from the petition that the petitioner Institute is an unaided institution (Primary).

6. During the academic year 2020-21, out of 557 students, all students were from the Muslim minority community, in the year 2021-22, out of 460 students, all students were from the Muslim minority community and in the year 2022-23, out of 633 students, all students were from the Muslim minority community.

It transpires from the petition that the amendment in the Memorandum of Association of the petitioner Society done prior to the filing application u/s
of NCMEI Act. 2004 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 20.3.2024.

DR. SHAHID AKHTER MEMBER

7.12.2023

Springfields High School, Moghal Campus, Bandlaguda Mandal, Hyderabad District, Telangana State - 500 005. Vs.

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

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

An application has been received by hand on 22.11.2023 from Springfields High School, Moghal Campus, Bandlaguda Mandal, Hyderabad District, Telangana State - 500 005 for grant of minority status certificate. It be registered.

2. It transpires from the petition that on 29.3.2023, the petitioner institution has applied for grant of No Objection Certificate to the State Competent Authority i.e. Secretary, Minorities Welfare Department, "D" Block, Ground Floor, Telangana State, Hyderabad- 500 022, which was received by the respondent on 3.4.2023. 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. The petitioner has already filed the proof of delivery of track consignment to the respondent.

3. The petitioner has filed copy order dated 23.10.2017 issued by the District Educational Officer, Hyderabad granting recognition to the petitioner institution for the period from 2017-18 to 2026-27.

4. Petitioner has filed Resolution Passed by the Governing Body to obtain Minority Status Certificate from this Commission and envelope with postage for sending notice to the State Competent Authority.

5. It also transpires from the petition that the petitioner Institute is an unaided institution (Primary).

6. During the academic year 2020-21, out of 31 students, all students were from the Muslim minority community, in the year 2021-22, out of 34 students, all students were from the Muslim minority community and in the year 2022-23, out of 64 students, all students were from the Muslim minority community.

It transpires from the petition that the amendment in the Memorandum of Association of the petitioner Society done prior to the filing application u/s
of NCMEI Act. 2004 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 20.3.2024.

DR. SHAHID AKHTER MEMBER