

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

**Baldwin Opportunity School, No. 3, Rhenius Street, Richmond Town,
Bangalore, Karnataka – 560 025.**

V/s.

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

Case No. 241 of 2020

17.01.2024

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

1. Despite sending letter by post to the Chief Secretary, State of Karnataka, State Competent Authority and the members of Physical Inspection Committee, we have not received any reply/response and physical inspection report 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.
3. Secretary of the Commission is again directed to write a final reminder 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 and also request him to direct the State Competent Authority that whether, petitioner institution has ever applied for grant of MSC before the State of Karnataka or not.
4. Office is directed that if original 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 inspection report positively before next date of hearing.
5. If physical inspection report is not received from the Physical inspection committee before next date of hearing then case will be proceeded ex-parte against respondent /physical inspection committee.

In the interest of justice, list on 26.03.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

**My Child Modern Madarsa, 313/76B, Main Road, Near Bilal Masjid,
Tulsi Nagar, Delhi - 110035.**

Vs.

**Assistant Director of Education (Act), Directorate of Education,
Government of NCT of Delhi, Room No. 214-A, Old Secretariat, Delhi
– 110054.**

Case No. 407of 2020

17.01.2024

Present: Mr. Junais P., Advocate for the petitioner
Ms. Babli Kala, Advocate and Mr. V.K. Dahiya, Legal Asstt. for the
respondent.

1. Reply and rejoinder from both the parties are already on record.
2. It is stated in the reply of the State Government that the Director of Education has taken up the matter with the revenue department for the appointment of Competent Authority under Section 10 and 12 (b) of the NCMEI Act, 2004. But the reply of the same is awaited and GNCT of Delhi is not a Competent Authority for issuance of NOC in respect of Madarsa.
2. Petitioner has mentioned in the rejoinder that the petitioner institution is not only a Madarsa but also a regular educational institution with valid recognition from NIOS till 31st March, 2025 and is providing education to all the students from Class 1st to 8th.
3. As per the reply of the State Government and the rejoinder of the petitioner, it is a fit case in the Commission to intervene at this stage as State Government does not have power to issue NOC in respect of Madarsa and there is no Competent Authority under Section 10 and 12(b) of the NCMEI Act, 2004.
4. Heard, both the parties.
Reserved for Orders.

**DR. SHAHID AKHTER
MEMBER**

SR

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

Unity Matriculation School, No. 13, 5th Cross Street, Mahalakshmi Nagar, Adambakkam, Chengalpet, Chennai, Tamil Nadu - 600088.

Vs.

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

Case No. 64 of 2021

17.01.2024

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

None for the respondent.

1. As per the meeting held in the Commission on dated 16.10.2023, the State Government of Tamil Nadu has intimated that as per the Government Orders the Chief Educational Officer/ District Education Officer are authorized to issue recognition certificate to all private schools in Tamil Nadu and recognition certificate is a sufficient document to prove that the institution is affiliated to Tamil Nadu State Examination Board. Hence, the pendency of affiliation matter from Tamil Nadu State Examination Board is now resolved.

2. Learned Counsel for the petitioner submitted that the petitioner has filed certified copies of all the relevant documents which are already on record.

In the interest of justice, now, fix the case for final arguments on 21.03.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

Madarsa Gulshane-Siddike-e-Akbar, Village - Badeपुरa, Block & Thesil - Nawabganj, Bareilly District, Uttar Pradesh - 262407.

Vs.

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

Case No. 102 of 2021

17.01.2024

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**

SR

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

**Madarsa Farooqiya, Gram Chitbishram Gramsabha Baradeehpost,
Ahraura District Mirzapur, Uttar Pradesh - 231301.**

Vs

- 1. Principal Secretary, Deptt. of School of Education, Govt. of UP,
Bahu Khandi Secretariat, Lucknow.**
- 2. Additional Chief Secretary, Department of School Education ,
Govt. of U.P. Bahu Khandi, Secretariat, Lucknow, UP- 226001.**
- 3. Additional Chief Secretary, Minority Welfare and Waqf
Department, Bahu Khandi, Secretariat, Lucknow, UP- 226001.**

Case No. 114 of 2021

17.01.2024

Present: None.

1. None appeared on behalf of both the parties.
2. On 22.12.2023, notarized copy of requisite documents received from the petitioner, which are taken on record.

In the interest of justice, list 26.03.2024

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Madarsa Rabiya Basari, Gram Manikpur, Post - Ahraura, District -
Mirzapur, Uttar Pradesh - 231301.**

Vs.

- 1. Principal Secretary, Deptt. Of School of Education, Govt. of UP,
Bahu Khandi Secretariat, Lucknow.**
- 2. 2. Additional Chief Secretary, Department of School Education,
Govt. of U.P., Bahu Khandi, Secretariat, Lucknow, U.P. - 226001.**
- 3. Additional Chief Secretary, Minority Welfare and Waqf
Department, Bahu Khandi, Secretariat, Lucknow, UP- 226001.**

Case No. 115 of 2021

17.01.2024

Present: None.

1. None appeared on behalf of both the parties.
2. On 22.12.2023, notarized copy of requisite documents received from the petitioner, which are taken on record.
3. Physical inspection report is already on record.

In the interest of justice, now, fix the case for final arguments on
26.03.2024

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Madarsa Tahzibul Islam, Moh - Patwatola, Ahraura, Distt. - Mirzapur,
U.P. - 231301.**

Vs.

- 1. Principal Secretary, Deptt. Of School of Education, Govt. of UP,
Bahu Khandi Secretariat, Lucknow.**
- 2. Additional Chief Secretary, Department of School Education,
Govt. of U.P., Bahu Khandi, Secretariat, Lucknow, U.P. - 226001.**
- 3. Additional Chief Secretary, Minority Welfare and Waqf
Department, Bahu Khandi, Secretariat, Lucknow, UP- 226001.**

Case No. 116 of 2021

17.01.2024

Present: None.

1. None appeared on behalf of both the parties.
2. On 22.12.2023, notarized copy of requisite documents received from the petitioner, which are taken on record.
3. Physical inspection report is already on record.

In the interest of justice, now, fix the case for final arguments on
26.03.2024

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Samrat Chandragupt Maurya Madhyaamik Vidyalaya, Bahadurnagar,
Sorun, Zila Kasganj, Uttar Pradesh - 207403.**

Vs.

**Additional Chief Secretary, Secondary Education Department, Babu
Bhawan, 7th Floor, Lucknow, Uttar Pradesh - 226001.**

Case No. 167 of 2022

17.01.2024

Present: Present: Mr. Mahipal for the petitioner.
None for the respondent.

1. Mr. Mahipal appeared on behalf of the petitioner institution.
2. We have perused the file in certified copy the date of MOA is 25.08.2021, prior to file the NOC.
3. On 06.12.2023, a letter received from District Inspector of Schools, Kashganj enclosing therewith physical inspection report, which appears to be a copy and is taken on record. Original Physical inspection report was already received before the Commission on dated 29.08.2023 from District Magistrate, Kasganj and was taken on record on 19.10.2023.
4. Heard, Mr. Mahipal appeared on behalf of the petitioner institution.
Reserved for Orders.

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Good Samaritan School, Village- Bhelwabhata, Post- Bademurma,
Block- Tokapal, Bastar District, Chhattisgarh- 494 001.**

Vs.

**Commissioner, ST&SC Development Department, Indrawati
Bhawan, Nava Raipur Atal Nagar, Chhattisgarh- 492 101.**

**Case No. 232 of 2022
17.01.2024**

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

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 of the Physical Inspection Committee till now.

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

Secretary of the Commission is directed to write a letter to the Chief Secretary, Chhattisgarh with a request to direct the members of the Physical Inspection Committee for sending the Physical Inspection Report positively before the next date of hearing.

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 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.

Office is directed to provide copies of the above letters to the learned counsel for the petitioner with a direction to approach the Physical Inspection Committee for sending the Physical Inspection Report positively before the next date of hearing.

In the interest of justice, list on 27.3.2024.

**DR. SHAHID AKHTER
MEMBER**

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

**Good Samaritan School, Village Chhindawada, Mendabhata,
Block-Darbha, District Bastar, Chhattisgarh- 494 115.**

Vs.

**Commissioner, ST&SC Development Department, Indrawati
Bhawan, Nava Raipur Atal Nagar, Chhattisgarh- 492 101.**

**Case No. 233 of 2022
17.01.2024**

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

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 of the Physical Inspection Committee till now.

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

Secretary of the Commission is directed to write a letter to the Chief Secretary, Chhattisgarh with a request to direct the members of the Physical Inspection Committee for sending the Physical Inspection Report positively before the next date of hearing.

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 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.

Office is directed to provide copies of the above letters to the learned counsel for the petitioner with a direction to approach the Physical Inspection Committee for sending the Physical Inspection Report positively before the next date of hearing.

Learned counsel for the petitioner prayed for time to file updated recognition/ affiliation certificate issued by the State Examination Board.

In the interest of justice, list on 27.3.2024.

**DR. SHAHID AKHTER
MEMBER**

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

**Good Samaritan School, Bhejripadar, Village Rautpara,
Bhejripadar (Errakot), Block Tokapal, Bastar District, Chhattisgarh-
494 442.**

Vs.

**Commissioner, ST&SC Development Department, Indrawati
Bhawan, Nava Raipur Atal Nagar, Chhattisgarh- 492 101.**

**Case No. 234 of 2022
17.01.2024**

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

Learned counsel for the petitioner has filed notarized copy of the recognition order before the Commission's office on 28.12.2023, which is taken on record.

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 of the Physical Inspection Committee till now.

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

Secretary of the Commission is directed to write a letter to the Chief Secretary, Chhattisgarh with a request to direct the members of the Physical Inspection Committee for sending the Physical Inspection Report positively before the next date of hearing.

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 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.

Office is directed to provide copies of the above letters to the learned counsel for the petitioner with a direction to approach the Physical Inspection Committee for sending the Physical Inspection Report positively before the next date of hearing.

Learned counsel for the petitioner prayed for time to file updated recognition/ affiliation certificate issued by the State Examination Board.

In the interest of justice, list on 27.3.2024.

**DR. SHAHID AKHTER
MEMBER**

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

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

Vs.

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

Case No. 14 of 2023

17.1.2024

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

Heard learned counsel for the petitioner. Reserved for
orders.

**DR. SHAHID AKHTER
MEMBER**

MD

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

Mount Hira Academy Nursery & Primary School, 52/8H, Net Complex, 2nd Rajaji Street, Nellikuppam, Tamil Nadu- 607 105.

Vs.

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

**Case No. 28 of 2023
17.1.2024**

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

On 19.10.2023, letter dated 16.10.2023 has been received from District Educational Officer (i/c) (Private schools), Cuddalore District, which is taken on record.

On 16.1.2024, District Educational Officer (i/c) (Private schools) Cuddalore District has sent 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 27.3.2024.

**DR. SHAHID AKHTER
MEMBER**

MD

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

**St. Peters School, Village- Pattapani, P.O. Bailparao, Tehsil-
Kaladungi, Nainital District, Uttarakhand- 263 140.**

Vs.

**Incharge Secretary, Higher Education, Government of
Uttarakhand, Room No. 7, Ground Floor, Late Soban Singh
Jeena Bhawan (SBI Bank Building), Secretariat, Uttarakhand-
248 001.**

**Case No. 252 of 2023
17.1.2024**

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 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.

In the interest of justice, list on 27.3.2024.

**DR. SHAHID AKHTER
MEMBER**

MD

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

Al-Aafia Public School, Village Buraka, Tehsil Hathin, Post Office Hurithal, District Palwal, Haryana- 121 103.

Vs.

Principal Secretary School Education Department for Schools/Primary Schools Room no. 37, 7th Floor Haryana Civil Secretariat, Sector-1, Chandigarh-160001.

**Case No. 283 of 2023
17.01.2024**

Present: None.

Despite issue of show-cause notice by registered AD, none appeared on behalf of the petitioner even in the second round.

Since nobody has appeared to make any submission. The Commission has waited sufficiently. The Commission has been forced to dismiss the petition. Hence, the petition is dismissed in default.

**DR. SHAHID AKHTER
MEMBER**

MD

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

**St. Agnes' High School, 71-B, Behari Lal Marg, Dehradun,
Uttaranchal.**

Vs.

**Incharge Secretary Higher Education, Uttarakhand Govt. Room
no. 7, Ground Floor, Late Soban Singh Jeena Bhawan (SBI
Bank Building), Uttarakhand Secretariat Uttarakhand.**

**Misc. Case No. 13 of 2023
17.1.2024**

Present: Mr. Sanjay Sharma & Ms. J. Jeya Rani for the petitioner.

Mr. Sanjay Sharma has filed letter dated 15.1.2024 of Sister Maria Archangela Mae de Deus, President, Jesus & Mary Dehradun Educational Society, Dehradun Uttarakhand authorizing him to appear in the case.

On 24.11.2023, a communication dated 23.11.2023 has been received from Sister Maria Archangela Mae de Deus, President, Jesus & Mary Dehradun Educational Society, Dehradun Uttarakhand enclosing therewith requisite documents for issuance of duplicate minority status certificate, which is taken on record.

It is stated in the aforesaid letter that the petitioner society is managed by Congregation of Convent of Jesus and Mary, New Delhi and Sr. Gracy Paul is Superior of the same. For the reasons stated in the application, it is allowed.

Issue notice to the respondent with a copy to the petitioner.

List on 15.2.2024.

**DR. SHAHID AKHTER
MEMBER**

MD