

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

Sh. Radhey Pratap Singh, R/o. Village and Post – Akbarpur Farsi, District – Amethi, Uttar Pradesh.

- **Complainant/petitioner**

V/s.

- 1. Wasi Naqvi National Inter College, Raebareli, U.P. & Anr.**
- 2. Additional Chief Secretary, Bahukhandi Secretariat, Lucknow, UP**
- 3. Directorate of Secondary Education, 18th Park Road, Lucknow, UP**

-Respondents

Misc. Case No. 18 of 2021

25.01.2024

Present: Mr. Krishan Veer Singh, Advocate for the complainant/ petitioner.
None for the respondents.

1. None appeared on behalf of the respondents, even in the second round.
2. Mr. Krishan Veer Singh, Advocate appeared on behalf of the arguing counsel Ms. Savita Singh, Advocate for the complainant/ petitioner and stated that main counsel Ms. Savita Singh is not well. He further prayed for adjournment.

In the interest of justice, list on 04.04.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

Sri N.M. Mehta Jain Matriculation Higher Secondary School, 1st Lane, Velayutham Road (Behind HDFC Bank), Sivakasi, Tamil Nadu - 626123.

Vs.

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

Case No. 54 of 2022

25.01.2024

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

1. Mr. Prasanth Kulambil, Advocate appeared on behalf of the arguing counsel Mr. Junais P.
2. 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.
3. Learned Counsel for the petitioner again prayed for time to file updated Recognition issued from the Competent Authority.

In the interest of justice, list on 04.04.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

IPS Academy Institute of Business Management & Research, Sanwer Road, Gram Badodia Khan, Indore Ujjain Road, Gram Badodiya Khan Sanwer, Madhya Pradesh - 453551.

Vs.

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

Case No. 163 of 2022

25.01.2024

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

1. Mr. Prasanth Kulambil, Advocate appeared on behalf of the arguing counsel Mr. Junais P.
2. Learned counsel for the petitioner filed notarized copy of the AICTE approval order and affiliation order of the petitioner institution by hand, before the Commission's Office on dated 30.11.2023, which is taken on record.
3. Despite sending reminder letter to the Chief Secretary, Government of Madhya Pradesh and to the members of Physical Inspection Committee by post and email we have not received physical inspection report from the Physical Inspection Committee till now.
4. Secretary of the Commission is directed to again 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 duly signed by all the three members of the physical inspection committee, before next date of hearing.
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 original inspection report positively before next date of hearing.
5. Office is directed to provide a copy of both the letters 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 as well as Chief Secretary, State of Madhya Pradesh.

In the interest of justice, list on 04.04.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

St. Paul School, Chhibramau, Kannoj, Uttar Pradesh - 209721.

Vs.

**Additional Chief Secretary, Department of Secondary Education,
Government of Uttar Pradesh.**

Case No. 64 of 2023

25.01.2024

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

None for the respondent.

1. On last hearing time was granted to the respondent for filing the reply still no reply received from them.
2. In this case we have not constituted any Physical inspection Committee for sending the inspection report but District Inspector of Schools, Kannauj has sent by post the inspection report signed by District Collector, District Inspector of Schools and District Social Welfare Officer alongwith covering letter dated 25.04.2023.
3. Learned Counsel for the petitioner submitted that the same institution case was registered earlier and withdrawn by the petitioner thereafter he has filed this case again.

In the interest of justice, list on 12.03.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Islamiah Aided Elementary School, No. 2/ 145, Jamia Mosque Street,
Periankuppam, Vellore District, Tamil Nadu- 635 814.**

Vs.

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

Case No. 200 of 2023

25.01.2024

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

1. Mr. Prasanth Kulambil, Advocate appeared on behalf of the arguing counsel Mr. Junais P.
2. Learned counsel for the petitioner filed an application under Order VIII Rule 9 of 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 application along with an envelope and postal stamps, before the Commission's Office on dated 17.01.2024, which are taken on record.
3. 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 04.04.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

Mother Teresa Higher Secondary School, 576, W-Block, Keshav Nagar, Kanpur, District - Kanpur Nagar, Uttar Pradesh- 208 014.

Vs.

The Additional Chief Secretary, Secondary Education Department, Government of Uttar Pradesh, Vidya Bhawan, Nishatganj, Lucknow, Uttar Pradesh- 226 001.

Case No. 250 of 2023

25.01.2024

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

1. Mr. Prasanth Kulambil, Advocate appeared on behalf of the arguing counsel Mr. Junais P.
2. On 04.12.2023, an internal communication received from the Assistant Secretary to Government of Uttar Pradesh, copy thereof send to the Commission, which is taken on record.
3. 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.
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 original inspection report positively before next date of hearing.

In the interest of justice, list on 04.04.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

Lourdes Convent School, Compound, Opp. Indoor Stadium, Beside Snehanjali Hostel, Athwalines, Surat District, Gujarat- 395 007.

Vs.

Director, Primary Education, Dr. Jivraj Mehta Bhawan, 2nd Floor, 12/1, Gandhinagar, Gujarat- 382 010.

Case No. 311 of 2023

25.01.2024

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

1. Learned Counsel for the petitioner seeks leave to withdraw the petition with liberty to file a fresh petition for the same relief.
2. Leave and liberty is granted.
3. The petition is disposed of as withdrawn.
4. Office is directed to return the original documents, extra sets and postal stamps to the learned counsel for the petitioner.

**DR. SHAHID AKHTER
MEMBER**

SR

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

B. Ed. College Sarisha, P.O. Hashimnagar, District South 24 Parganas, West Bengal- 743 513.

Vs.

Member Secretary, National Council for Teacher Education, G-7, Sector-10, Dwarka, Delhi.

Misc. Case No. 14 of 2023

25.01.2024

Present: Mr. Korada Pramod Kumar, Advocate for the petitioner.
Mr. Akhilesh K. Srivastav, Advocate for the respondent.

1. On 24.01.2024, Complainant has filed by hand two sets of complaint, which are taken on record.
2. Mr. Akhilesh K. Srivastav, Advocate appeared on behalf of the respondent and filed his Vakalatnama before the Court of the Commission, which is taken on record.
3. Mr. Korada Pramod Kumar, Advocate appeared on behalf of the petitioner.
4. Mr. Akhilesh K. Srivastav, Advocate appeared on behalf of the respondent and prayed for time to file reply within four weeks.

In the interest of justice, list on 16.04.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

25.01.2024

Krist Raja School, Godda P.O. , Godda District, Jharkhand- 814 133.

Vs.

**Director, Primary Education, Department of School Education & Literacy
S.E & L. Department, MDI Building, Post - Dhurwa, District - Ranchi,
Jharkhand- 834 004.**

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

An application has been received by hand on 16.1.2024 from Krist Raja School, Godda P.O., Godda District, Jharkhand- 814 133 for grant of minority status certificate. It be registered.

2. It transpires from the petition that on 5.8.2023, the petitioner institution has applied for grant of No Objection Certificate to the State Competent Authority i.e. Director, Primary Education, Department of School Education & Literacy S.E & L. Department, MDI Building, Post - Dhurwa, District - Ranchi, Jharkhand- 834 004, which was received by the respondent on 14.8.2023. 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 notarized copy of order dated 24.10.2014 issued by District Education Superintendent, Godda granting permission to the petitioner institution.

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 (Middle).

6. During the academic year 2020-21, out of 647 students, 198 students were from the Christian minority community, in the year 2021-22, out of total 583 students, 207 students were from the Christian minority community and in the year 2022-23, out of total 634 students, 137 students were from the Christian minority community.

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

8. Learned counsel for the petitioner has prayed for time to file updated recognition/ affiliation order issued by the competent authority.

9. Office is directed to issue notice to the respondent by registered AD and e-mail. Record of Case No. 1221 of 2017 be tagged with the record of this case.

10. List on 2.4.2024.

**DR. SHAHID AKHTER
MEMBER**

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

25.01.2024

**St. Louis Middle School, Siktia, Nawdiha P.O., Godda District,
Jharkhand- 814 153.**

Vs.

**Director, Primary Education, Department of School Education & Literacy
S.E & L. Department, MDI Building, Post - Dhurwa, District - Ranchi,
Jharkhand- 834 004.**

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

An application has been received by hand on 16.1.2024 from St. Louis Middle School, Siktia, Nawdiha P.O., Godda District, Jharkhand- 814 153 for grant of minority status certificate. It be registered.

2. It transpires from the petition that on 5.8.2023, the petitioner institution has applied for grant of No Objection Certificate to the State Competent Authority i.e. Director, Primary Education, Department of School Education & Literacy S.E & L. Department, MDI Building, Post - Dhurwa, District - Ranchi, Jharkhand- 834 004, which was received by the respondent on 14.8.2023. 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 notarized copy of order dated 22.4.2017 issued by District Education Superintendent, Godda granting permission to the petitioner institution.

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 (Middle).

6. During the academic year 2020-21, out of 439 students, 137 students were from the Christian minority community, in the year 2021-22, out of total 427 students, 142 students were from the Christian minority community and in the year 2022-23, out of total 377 students, 98 students were from the Christian minority community.

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

8. Learned counsel for the petitioner has prayed for time to file updated recognition/ affiliation order issued by the competent authority.

9. Office is directed to issue notice to the respondent by registered AD and e-mail. 10. List on 2.4.2024.

**DR. SHAHID AKHTER
MEMBER**

MD

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

25.01.2024

St. Thomas School, Godda P.O., Godda District, Jharkhand- 814 133.

Vs.

**Director, Primary Education, Department of School Education & Literacy
S.E & L. Department, MDI Building, Post - Dhurwa, District - Ranchi,
Jharkhand- 834 004.**

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

An application has been received by hand on 16.1.2024 from St. Thomas School, Godda P.O., Godda District, Jharkhand- 814 133 for grant of minority status certificate. It be registered.

2. It transpires from the petition that on 5.8.2023, the petitioner institution has applied for grant of No Objection Certificate to the State Competent Authority i.e. Director, Primary Education, Department of School Education & Literacy S.E & L. Department, MDI Building, Post - Dhurwa, District - Ranchi, Jharkhand- 834 004, which was received by the respondent on 14.8.2023. 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 notarized copy of certificate dated 3.5.2002 issued by ICSE certifying that the petitioner institution is affiliated to the said council.

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 (Secondary).

6. During the academic year 2020-21, out of 529 students, 30 students were from the Christian minority community, in the year 2021-22, out of total 424 students, 23 students were from the Christian minority community and in the year 2022-23, out of total 495 students, 28 students were from the Christian minority community.

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

8. Learned counsel for the petitioner has prayed for time to file updated recognition/ affiliation order issued by the competent authority.

8. Office is directed to issue notice to the respondent by registered AD and e-mail. Record of Case No. 1185 of 2017 be tagged with the record of this case.

9. List on 2.4.2024.

**DR. SHAHID AKHTER
MEMBER**

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

1. **Dr. Govind Babu, S/o Sh. Bachchan Lal, R/o 5, Nehru Road, Baraut District, Baghpat, Uttar Pradesh- Applicant No. 1.**
2. **Dr. Deepak Chandra Maurya, S/o Poshaki Lal Maurya, D.J. College Quarters, Nehru Road, C-Field, Baraut District, Baghpat, Uttar Pradesh- Applicant No. 2.**
3. **Dr. Krishna Govind Pandeya, S/o Suraj Prasad Pandeya, D.J. College Quarters, Nehru Road, C- Field, Baraut District, Baghpat, Uttar Pradesh- Applicant No. 3.**

Vs.

1. **Digambar Jain College, Baraut, District Baghpat, Uttar Pradesh- 250 609 run by (Digambar Jain High School Association, Baraut, Distt. Baghpat).**
Respondent No. 1
2. **Principal Secretary, Higher Education, Government of Uttar Pradesh.**
Respondent No. 2

**Misc. Case No. 12 of 2021
25.1.2024**

Present: None for the applicants.
Mr. Prasanth Kulambil, Advocate for Respondent No. 1.
None for Respondent No. 2.

This matter pertains to cancellation of minority status certificate of the respondent institution.

On 13.7.2023, Mr. Susheel Tomar, counsel for applicants and Mr. Prasanth Kulambil, counsel for Respondent No. 1 appeared and agreed that the same issue is pending before the Hon'ble High Court of Judicature at Allahabad.

On 5.10.2023, learned counsel for Respondent No. 1 again submitted that the same issue is pending before Hon'ble High Court of Judicature at Allahabad.

Since the matter is subjudice before the Hon'ble High Court of Allahabad, it would not be appropriate for the Commission to intervene in the matter at this stage. Hence, the case is disposed of accordingly.

**DR. SHAHID AKHTER
MEMBER**

MD