

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

**Rampur National Senior Secondary School, Khusro Bagh Road,  
Rampur District, U.P.**

**Vs.**

**1. Additional Chief Secretary, Department of School Education,  
Government of Uttar Pradesh, Bahu Khandi, Secretariat,  
Lucknow, Uttar Pradesh.**

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

**Case No. 268 of 2022**

**20.02.2024**

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 29.11.2023, District Basic Education Officer, Rampur has forwarded a letter of District magistrate, Rampur annexing there with physical inspection report, which are taken on record.

3. Physical Inspection Report appears to be a copy.

4. Office is directed to write a letter by post and also by email to the members of Physical Inspection Committee for sending the original physical inspection report duly signed by all the three member of the Committee positively before next date of hearing.

In the interest of justice, list on 01.05.2024.

**DR. SHAHID AKHTER  
MEMBER**

SR

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

**Fatima Girls Higher Secondary School, T. Palur Road, Jayankodam,  
Udayarpalayam (T.K.), Ariyalur District, Tamil Nadu- 621 802.**

**Vs.**

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

**Case No. 270 of 2022**

**20.02.2024**

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

1. Despite sending letter by post and email to the members of Physical Inspection Committee, no response/ physical inspection report received from the Physical Inspection Committee till now.
2. 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.
3. 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.

In the interest of justice, list on 12.05.2024.

**DR. SHAHID AKHTER  
MEMBER**

SR

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

**Don Bosco College, P.O. Chapaguri 1 No. P.S. Dhaligaon, District -  
Chirang BTR Assam - 783380.**

**Vs.**

**Joint Secretary, Education Department (Higher), Assam Secretariat,  
Block C, Secretariat Complex, Dispur, Guwahati, Assam – 781006.**

**Case No. 19 of 2023**

**20.02.2024**

Present: None.

1. On 19.09.2023, a communication has been received from the learned counsel for the petitioner wherein he stated that the documents in respect of beneficiary clause in MOA were already sent by him. He has also annexed therewith copy of the postal delivery report.
2. In compliance of the Commission's earlier order, Under Secretary of the Commission filed his report on 28.11.2023 and verified the postal delivery report filed by the learned counsel for the petitioner and it is found that the mentioned Consignment No. RS586216265IN matched with the Consignment No. RS586216265IN as mentioned in the envelope of MSC application received from St. Mary's English School, Assam which pertains to Case No. 25 of 2023. The same report is taken on record.
3. It clearly shows that the advocate is trying to mislead the Commission. He is directed to be careful in future.
4. On 11.01.2024, learned counsel for the petitioner filed copy of supplementary Trust Deed, which is taken on record and he also seeks time to affix the welfare stamp on the existing Vakalatnama.
5. Office is directed to issue notice to the learned counsel for the petitioner to file afresh Vakalatnama affixing welfare stamp therein and also to file notarized copy of supplementary Trust Deed.

In the interest of justice, list on 01.05.2024.

**DR. SHAHID AKHTER  
MEMBER**

SR

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

**Christ Jyoti School, Barbhala, Haripur, P.O. Gobindapur, Pathsala,  
District - Bajali, Assam - 781326.**

**Vs.**

**Joint Secretary, Education Department (Higher), Assam Secretariat,  
Block C, Secretariat Complex, Dispur, Guwahati, Assam – 781006.**

**Case No. 20 of 2023**

**20.02.2024**

Present: None.

1. On 19.09.2023, a communication has been received from the learned counsel for the petitioner wherein he stated that the documents in respect of beneficiary clause in MOA were already sent by him. He has also annexed therewith copy of the postal delivery report.
2. In compliance of the Commission's earlier order, Under Secretary of the Commission filed his report on 28.11.2023 and verified the postal delivery report filed by the learned counsel for the petitioner and it is found that the mentioned Consignment No. RS586216380IN matched with the Consignment No. RS586216380IN as mentioned in the envelope of MSC application received from Don Bosco School, Assam, which pertains to Case No. 21 of 2023. The same report is taken on record.
3. It clearly shows that the advocate is trying to mislead the Commission. He is directed to be careful in future.
4. On 11.01.2024, learned counsel for the petitioner filed copy of supplementary Trust Deed, which is taken on record and he also seeks time to affix the welfare stamp on the existing Vakalatnama.
5. Office is directed to issue notice to the learned counsel for the petitioner to file afresh Vakalatnama affixing welfare stamp therein and also to file notarized copy of supplementary Trust Deed.

In the interest of justice, list on 01.05.2024.

**DR. SHAHID AKHTER  
MEMBER**

SR

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

**Don Bosco School Bengtol P.O. Bengtol, P.S. Runikhata, District -  
Chirang, Assam - 783394.**

**Vs.**

**Joint Secretary, Education Department (Higher), Assam Secretariat,  
Block C, Secretariat Complex, Dispur, Guwahati, Assam – 781006.**

**Case No. 21 of 2023**

**20.02.2024**

Present: None.

1. On 19.09.2023, a communication has been received from the learned counsel for the petitioner wherein he stated that the documents in respect of beneficiary clause in MOA were already sent by him. He has also annexed therewith copy of the postal delivery report.
2. In compliance of the Commission's earlier order, Under Secretary of the Commission filed his report on 28.11.2023 and verified the postal delivery report filed by the learned counsel for the petitioner and it is found that the mentioned Consignment No. RS586216274IN matched with the Consignment No. RS586216274IN as mentioned in the envelope of MSC application received from Don Bosco College, Assam, which pertains to Case No. 19 of 2023. The same report is taken on record.
3. It clearly shows that the advocate is trying to mislead the Commission. He is directed to be careful in future.
4. On 11.01.2024, learned counsel for the petitioner filed copy of supplementary Trust Deed, which is taken on record and he also seeks time to affix the welfare stamp on the existing Vakalatnama.
5. Office is directed to issue notice to the learned counsel for the petitioner to file afresh Vakalatnama affixing welfare stamp therein and also to file notarized copy of supplementary Trust Deed.

In the interest of justice, list on 01.05.2024.

**DR. SHAHID AKHTER  
MEMBER**

SR

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

**St. Xavier's School, Gindingpur Maibang, District - Dima Hasao,  
Assam - 788831.**

**Vs.**

**Joint Secretary, Education Department (Higher), Assam Secretariat,  
Block C, Secretariat Complex, Dispur, Guwahati, Assam – 781006.**

**Case No. 22 of 2023**

**20.02.2024**

Present: None.

1. On 19.09.2023, a communication has been received from the learned counsel for the petitioner wherein he stated that the documents in respect of beneficiary clause in MOA were already sent by him. He has also annexed therewith copy of the postal delivery report.
2. In compliance of the Commission's earlier order, Under Secretary of the Commission filed his report on 28.11.2023 and verified the postal delivery report filed by the learned counsel for the petitioner and it is found that the mentioned Consignment No. RS586216288IN matched with the Consignment No. RS586216288IN as mentioned in the envelope of MSC application received from Don Bosco Senior Secondary School, Assam, which pertains to Case No. 24 of 2023. The same report is taken on record.
3. It clearly shows that the advocate is trying to mislead the Commission. He is directed to be careful in future.
4. On 11.01.2024, learned counsel for the petitioner filed copy of supplementary Trust Deed, which is taken on record and he also seeks time to affix the welfare stamp on the existing Vakalatnama.
5. Office is directed to issue notice to the learned counsel for the petitioner to file afresh Vakalatnama affixing welfare stamp therein and also to file notarized copy of supplementary Trust Deed.

In the interest of justice, list on 01.05.2024.

**DR. SHAHID AKHTER  
MEMBER**

SR

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

**Don Bosco Senior Secondary School, P.O. - Chapaguri 1 No. P.S.  
Dhaligaon, District - Chirang BTR, Assam - 783380.**

**Vs.**

**Joint Secretary, Education Department (Higher), Assam Secretariat,  
Block C, Secretariat Complex, Dispur, Guwahati, Assam – 781006.**

**Case No. 24 of 2023**

**20.02.2024**

Present: None.

1. On 19.09.2023, a communication has been received from the learned counsel for the petitioner wherein he stated that the documents in respect of beneficiary clause in MOA were already sent by him. He has also annexed therewith copy of the postal delivery report.
2. In compliance of the Commission's earlier order, Under Secretary of the Commission filed his report on 28.11.2023 and verified the postal delivery report filed by the learned counsel for the petitioner and it is found that the mentioned Consignment No. RS586216291IN matched with the Consignment No. RS586216291IN as mentioned in the envelope of MSC application received from Christ Jyoti School, Assam, which pertains to Case No. 20 of 2023. The same report is taken on record.
3. It clearly shows that the advocate is trying to mislead the Commission. He is directed to be careful in future.
4. On 11.01.2024, learned counsel for the petitioner filed copy of supplementary Trust Deed, which is taken on record and he also seeks time to affix the welfare stamp on the existing Vakalatnama.
5. Office is directed to issue notice to the learned counsel for the petitioner to file afresh Vakalatnama affixing welfare stamp therein and also to file notarized copy of supplementary Trust Deed.

In the interest of justice, list on 01.05.2024.

**DR. SHAHID AKHTER  
MEMBER**

SR

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

**St. Mary's English School, P.O. Panigaon, P.S. Belsor, Panigaon,  
Nalbari, Assam - 781303.**

**Vs.**

**Joint Secretary, Education Department (Higher), Assam Secretariat,  
Block C, Secretariat Complex, Dispur, Guwahati, Assam – 781006.**

**Case No. 25 of 2023**

**20.02.2024**

Present: None.

1. On 19.09.2023, a communication has been received from the learned counsel for the petitioner wherein he stated that the documents in respect of beneficiary clause in MOA were already sent by him. He has also annexed therewith copy of the postal delivery report.

2. In compliance of the Commission's earlier order, Under Secretary of the Commission filed his report on 28.11.2023 and verified the postal delivery report filed by the learned counsel for the petitioner and it is found that the mentioned Consignment No. RS586216376IN matched with the Consignment No. RS586216376IN as mentioned in the envelope of MSC application received from St. Xavier's School, Assam, which pertains to Case No. 22 of 2023. The same report is taken on record.

3. It clearly shows that the advocate is trying to mislead the Commission. He is directed to be careful in future.

4. Office is directed to issue notice to the learned counsel for the petitioner to file afresh Vakalatnama affixing welfare stamp therein and also to file notarized copy of supplementary Trust Deed.

In the interest of justice, list on 01.05.2024.

**DR. SHAHID AKHTER  
MEMBER**

SR



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

**St. Peter Academy, Chhatarpur Road, Mamna, Mahoba District, Uttar Pradesh.**

**Vs.**

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

**Case No. 76 of 2023**

**20.02.2024**

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

None for the respondent.

1. Learned Counsel for the petitioner filed by hand clarification Affidavit, before the Commission's Office on dated 15.02.2024, which is taken on record.
2. It is stated in the said Affidavit that there is a typographical error in the documents and treat the name of society as Catholic Diocese of Jhansi Education Society.
3. Learned Counsel for the petitioner is directed to file notarized copy of Registration certificate mention therein correct name of the Society and he is also directed to file an application under Order VI Rule 17 read with Section 12 (2) of the NCMEI Act, 2004.

In the interest of justice, list on 14.03.2024.

**DR. SHAHID AKHTER  
MEMBER**

SR

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

**R.C.M. Primary School, St. Thomas Mount, Chennai, Tamil Nadu - 600016.**

**Vs.**

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

**Case No. 88 of 2023**

**20.02.2024**

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

None for the respondent.

1. Deputy Secretary to Government, School Education Department, Secretariat, Chennai has addressed a letter dated 19.12.2023 to the Director of Elementary Education, Chennai and copy thereof sent to the Commission by post, which was received in the Commission's Office on 29.12.2023 and the same is taken on record.
2. None appeared on behalf of the respondent, even in the second round and also no reply/ response received on the rejoinder affidavit filed by the learned counsel for the petitioner.
3. Learned counsel for the petitioner filed notarized copy of registration order of R.C.M. Primary School by hand, before the Commission's Office on dated 15.02.2024, which is taken on record.
4. 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 25.04.2024.

**DR. SHAHID AKHTER  
MEMBER**

SR

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

**St. Mark's Primary School, No. 28, Mohanapuri, 2nd Street,  
Brindavan Nagar, West Velachery, Chennai, Tamil Nadu - 600088.**

**Vs.**

**Principal Secretary, School Education Department, Government of  
Tamil Nadu, Fort St. George, Secretariat, Chennai, Tamil Nadu -  
60000**

**Case No. 89 of 2023**

**20.02.2024**

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

None for the respondent.

1. None appeared on behalf of the respondent, even in the second round and also no reply/ response received on the rejoinder affidavit filed by the learned counsel for the petitioner.
2. Learned counsel for the petitioner filed notarized copy of permanent registration order of St. Mark's Primary School in Tamil language along with its notarized English translation by hand, before the Commission's Office on dated 15.02.2024, which is taken on record.
3. 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  
25.04.2024.

**DR. SHAHID AKHTER  
MEMBER**

SR

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

**St. Mary's English School, Berigai Road, Schoolagiri, Krishnagiri  
District, Tamil Nadu - 635117.**

**Vs.**

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

**Case No. 126 of 2023**

**20.02.2024**

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, no response/ physical inspection report received from the Physical Inspection Committee till now.
2. Learned counsel for the petitioner submitted that the members of the physical inspection committee have already inspected their institution.
3. Office is directed that if Physical Inspection Report is not received, then send 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 02.05.2024.

**DR. SHAHID AKHTER  
MEMBER**

SR

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

**Don Bosco School Sashipur, Darrangamela, District - Tamulpur,  
Assam - 781360.**

**Vs.**

**Joint Secretary, Education Department (Higher), Assam Secretariat,  
Block C, Secretariat Complex Dispur, Guwahati - 6, Assam.**

**Case No. 170 of 2023**

**20.02.2024**

Present: None.

1. Despite sending letter by post and email to the members of Physical Inspection Committee, no response/ physical inspection report received from the Physical Inspection Committee till now.
2. Office is directed that if Physical Inspection Report is not received, then send 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.
3. Office is directed to issue notice to the petitioner to file updated recognition order issued by the State Examination Board.

In the interest of justice, list on 02.05.2024.

**DR. SHAHID AKHTER  
MEMBER**

SR

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

**Asian Christian High School, Jeemangalam, Bagalur P.O., Hosur,  
Krishnagiri District, Tamil Nadu- 635 103.**

**Vs.**

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

**Case No. 275 of 2023**

**20.02.2024**

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

1. Despite sending letter by post and email to the members of Physical Inspection Committee, no response/ physical inspection report received from the Physical Inspection Committee till now.
2. Learned counsel for the petitioner submitted that the members of the physical inspection committee have already inspected their institution.
3. Office is directed that if Physical Inspection Report is not received, then send 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 02.05.2024.

**DR. SHAHID AKHTER  
MEMBER**

SR

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

**Convent of Jesus and Mary Girls High School, Pratappura, Arad  
Road, Halol, Panchmahal, Gujarat- 389 350.**

**Vs.**

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

**Case No. 276 of 2023**

**20.02.2024**

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

1. Despite sending letter by post and email to the members of Physical Inspection Committee, no response/ physical inspection report received from the Physical Inspection Committee till now.
2. Learned counsel for the petitioner submitted that the members of the physical inspection committee have already inspected their institution.
3. Office is directed that if Physical Inspection Report is not received, then send 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 02.05.2024.

**DR. SHAHID AKHTER  
MEMBER**

SR

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

**Lourdes Convent School (Primary-Gujarati Medium), Compound,  
Indoor Stadium, Athwalines, Surat District, Gujarat- 395 007.**

**Vs.**

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

**Case No. 277 of 2023**

**20.02.2024**

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

1. Despite sending letter by post and email to the members of Physical Inspection Committee, no response/ physical inspection report received from the Physical Inspection Committee till now.
2. Learned counsel for the petitioner submitted that the members of the physical inspection committee have already inspected their institution.
3. Office is directed that if Physical Inspection Report is not received, then send 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 02.05.2024.

**DR. SHAHID AKHTER  
MEMBER**

SR



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

**St. Xavier's Primary School, Opp. Axis Bank, Near Ram Chowk,  
Ghod-Dod Road, Surat, Gujarat- 395 001.**

**Vs.**

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

**Case No. 278 of 2023**

**20.02.2024**

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

1. Despite sending letter by post and email to the members of Physical Inspection Committee, no response/ physical inspection report received from the Physical Inspection Committee till now.
2. Learned counsel for the petitioner submitted that the members of the physical inspection committee have already inspected their institution.
3. Office is directed that if Physical Inspection Report is not received, then send 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 02.05.2024.

**DR. SHAHID AKHTER  
MEMBER**

SR

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

**20.2.2024**

**St. Anthony's School, Phulwaria, Kusumghati P.O., Godda District, Jharkhand- 814 147.**

**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 9.2.2024 from St. Anthony's School, Phulwaria, kusumghati P.O., Godda District, Jharkhand- 814 147 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 9.5.2017 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 2021-22, out of total 274 students, 78 students were from the Christian minority community, in the year 2022-23, out of total 579 students, 107 students were from the Christian minority community and in the year 2023-24, out of total 670 students, 131 students are 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 order from the competent authority.

9. Office is directed to issue notice to the respondent by registered AD and e-mail. Record of Case No. 88 of 2021 be tagged with the record.

10. List on 2.5.2024.

**DR. SHAHID AKHTER  
MEMBER**

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

20.2.2024

**City International School, 439B, Balaganj, Lucknow, Uttar Pradesh- 226 003.**

**Vs.**

**Additional Chief Secretary/ Principal Secretary/ Secretary, Basic Education Department, Govt. of Uttar Pradesh, Vidya Bhawan, Nishantganj, Lucknow, Uttar Pradesh -226 007.**

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

An application has been received by hand on 9.2.2024 from City International School, 439B, Balaganj, Lucknow, Uttar Pradesh- 226 003 for grant of minority status certificate. It be registered.

2. It transpires from the petition that on 6.10.2023, the petitioner institution has applied for grant of No Objection Certificate to the State Competent Authority i.e. Additional Chief Secretary/ Principal Secretary/ Secretary, Basic Education Department, Govt. of Uttar Pradesh, Vidya Bhawan, Nishantganj, Lucknow, Uttar Pradesh- 226 007, which was received by the respondent on 9.10.2023. 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 20.11.2023 issued by District Basic Education Officer, Lucknow certifying that the petitioner institution is provisionally recognized.

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). During the academic year 2021-22, out of total 184 students, 83 students were from the Muslim minority community and in the year 2022-23, out of total 229 students, 99 students were from the Muslim minority community and in the year 2023-24, out of total 246 students, 109 students are from the Muslim minority community.

6. 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.

7. It transpires from the record that the declaration part of the petition and affidavit has been signed by Mr. Shahab Hayder, Manager. The surname of signatory is mentioned as "Haider" against Col. No. 1(f) of the petition, Unique ID and NOC application whereas "Hyder" in Col. No. 1 (g) of the petition and in Resolution. Hence, there is a variance between proof and pleading.

8. Learned Counsel for the petitioner seeks leave to withdraw the petition with liberty to file a fresh petition for the same relief. Leave and liberty is granted.

9. The petition is disposed of as withdrawn. Office is directed to return additional sets, envelope and postage charges to the learned counsel for the petitioner.

**DR. SHAHID AKHTER  
MEMBER**