

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

**Servite Matriculation Higher Secondary School, Therkupallam,
Thogaimalai, Karur District, Tamil Nadu - 621313.**

Vs.

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

Case No. 113 of 2021

27.03.2024

Present: Mr. Jose Abraham, 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**

**St. Thomas School of Nursing, Jyothi Hospital Campus, Kuruda P.O.,
Balasore District, Orissa – 756056.**

Vs.

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

Case No. 11 of 2022

27.03.2024

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

None for the respondent.

1. Learned counsel for the petitioner prayed for time to file updated
Affiliation Certificate issued from Competent Authority.

In the interest of justice, list on 15.05.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

**St. Anne's Matriculation Higher Secondary School, 23, Gandhi Nagar,
Kumbakonam, Thanjavur District, Tamil Nadu - 612001.**

Vs.

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

Case No. 118 of 2022

27.03.2024

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

1. Though the case listed for the final arguments. It transpires from the record that it is not clear from the Certificate of Registration of the Society that when it was registered before the Registrar of the Societies.

2. Learned counsel for the petitioner is directed to produce original Registration Certificate.

In the interest of justice, list the case for further arguments on 15.05.2024.

**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 - 494001.**

Vs.

**Commissioner, ST&SC Development Department, Indrawati Bhawan,
Nava Raipur Atal Nagar, Chhattisgarh – 492101.**

Case No. 232 of 2022

27.03.2024

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

None for the respondent.

1. District Collector, Bastar has sent by post physical inspection report along with covering letter dated 19.02.2024, which was received in the Commission's Office on dated 04.03.2024 and is taken on record.
2. Learned Counsel for the petitioner submitted that the petitioner has filed certified copies of all the relevant documents.

In the interest of justice, now, fix the case for final arguments on
15.05.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Good Samaritan School, Village - Chhindawada, Mendabhata, Block -
Darbha, District - Bastar, Chhattisgarh - 494115.**

Vs.

**Commissioner, ST&SC Development Department, Indrawati Bhawan,
Nava Raipur Atal Nagar, Chhattisgarh – 492101.**

Case No. 233 of 2022

27.03.2024

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

1. District Collector, Bastar has sent by post physical inspection report along with covering letter dated 19.02.2024, which was received in the Commission's Office on dated 04.03.2024 and is taken on record.
2. Learned Counsel for the petitioner submitted that today he will file updated Recognition Certificate issued by the Competent authority before the Commission's Office.

At the request of the Learned Counsel for the petitioner list the case for final arguments on 15.05.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Good Samaritan School, Bhejripadar, Village - Rautpara, Bhejripadar
(Errakot), Block - Tokapal, Bastar District, Chhattisgarh - 494442.**

Vs.

**Commissioner, ST&SC Development Department, Indrawati Bhawan,
Nava Raipur Atal Nagar, Chhattisgarh – 492101.**

Case No. 234 of 2022

27.03.2024

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

1. District Collector, Bastar has sent by post physical inspection report along with covering letter dated 19.02.2024, which was received in the Commission's Office on dated 04.03.2024 and is taken on record.
2. Learned Counsel for the petitioner submitted that the on last dated of hearing of Court of the Commission dated 17.01.2024 updated Affiliation certificate issued by the Competent Authority is already on record.

In the interest of justice, now, fix the case for final arguments on 15.05.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

**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

27.03.2024

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

1. I have peruse the file, physical inspection committee has not recommended this petitioner institution on the ground that as per the records this school not get the recognition order of Tamil Nadu State of Private Schools Act.

2. Learned Counsel for the petitioner submitted that he had filed the National Institute of Open Schooling (NIOS) updated Affiliation Order as well as notification issued by NIOS dated 27.03.2018 and MHRD Order dated 14.03.2018.

It is mentioned in the NIOS Order dated 27.03.2018 that in pursuance of Government OF India , Ministry of HRD Department of School Education & Literacy letter No.1-3/2012-EE-4 dated 14th March, 2018 necessary instructions be issued to all concerned that all institutions /schools affiliated (AIs/AVIs/AAs) to NIOS through their partner institution, fulfilling the norms and standards specified in the Section 18 of RTE Act, 2009 but not affiliated to any State Board be treated as schools under the RTE Act, 2009.”

It is mentioned in the MHRD Order dated 14.03.2018 that all institutions/schools affiliated to NIOS through their partner institutions, fullfiling the norms and standard specified in the Section 18 of RTE Act 2009 but not affiliated to any state board may be treated as schools under the RTE 2009.

3. Hence, institution is recognized by NIOS need not to get separated recognition from any State Government.

4. Heard, learned counsel for the petitioner.

Reserved for Orders.

**DR. SHAHID AKHTER
MEMBER**

SR

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

St. Xavier School, Tanakpur Road, Tigri Chauraha, Amaun, Udham Singh Nagar District, Uttarakhand – 262 308.

Vs.

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

Case No. 186 of 2023

27.03.2024

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

1. Despite sending reminder letter along with proper prescribed format of the Commission by post and also by 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 to send again reminder letter along with proper prescribed format of the Commission 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 11.07.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

**St. Joseph's School, 16-2-741, Asmangadh Palace, Malakpet,
Hyderabad District, Telangana- 500 036.**

Vs.

**Secretary, Minorities Welfare Department, "D" Block, Ground Floor,
Telangana Secretariat, Hyderabad- 500 022**

Case No. 187 of 2023

27.03.2024

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

None for the respondent.

1. A communication dated 11.01.2024 has been received on 16.01.2024 by post from Principal Secretary to Government, Hyderabad along with Abstract, which was received in the Commission's Office on dated 16.01.2024 and is taken on record.

2. Copy of the letter dated 11.01.2024 along with abstract be furnished to the learned counsel for the petitioner for filing rejoinder if any.

In the interest of justice, list on 11.07.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

**St. Peters School, Village- Pattapani, P.O. Bailparao,
TehsilKaladungi, 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, Uttarakhand248 001.**

Case No. 252 of 2023

27.03.2024

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

1. District Minority Welfare Officer, Nanital has sent by post physical inspection report along with covering letter dated 27.02.2024, which was received in the Commission's Office on dated 05.03.2024 and is taken on record.
2. An email has been received from physical inspection committee on dated 19.01.2024, which is also taken on record.
3. Learned Counsel for the petitioner submitted that the petitioner has filed certified copies of all the relevant documents.

In the interest of justice, now, fix the case for final arguments on 11.07.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

Christ Academy Institute for Advanced Studies, Christ Nagar, Hulahalli, Begur-Koppa Road, Sakkalwara P.O., Bangalore, Karnataka- 560 083.

Vs.

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

Case No. 284 of 2023

27.03.2024

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

1. District Officer, Department of Minority Welfare Bengaluru Urban District has sent by post physical inspection report along with covering letter dated 18.03.2024, which was received in the Commission's Office on dated 26.03.2024 and is taken on record.

2. Learned Counsel for the petitioner submitted that the petitioner has filed certified copies of all the relevant documents.

In the interest of justice, now, fix the case for final arguments on 18.07.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Christ Academy PU College, Christ Nagar, Hulahalli, Begur-Koppa Road,
Sakkalawara P.O., Bangalore, Karnataka- 560 083.**

Vs.

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

Case No. 285 of 2023

27.03.2024

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

1. District Officer, Department of Minority Welfare Bengaluru Urban District has sent by post physical inspection report along with covering letter dated 18.03.2024, which was received in the Commission's Office on dated 26.03.2024 and is taken on record.

2. Learned Counsel for the petitioner submitted that the petitioner has filed certified copies of all the relevant documents.

In the interest of justice, now, fix the case for final arguments on
18.07.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

Christ Academy Institute of Law, Christ Nagar, Hulahalli, Begur-Koppa Road, Sakkalawara P.O., Bangalore, Karnataka- 560 083.

Vs.

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

Case No. 286 of 2023

27.03.2024

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

1. District Officer, Department of Minority Welfare Bengaluru Urban District has sent by post physical inspection report along with covering letter dated 18.03.2024, which was received in the Commission's Office on dated 26.03.2024 and is taken on record.

2. Learned counsel for the petitioner again prayed for time to file approval/ order issued by Bar Council of India in respect of petitioner institution.

In the interest of justice, list on 18.07.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

**St. Teresa's of Avila School, Neyyattinkara, Thiruvananthapuram District,
Kerala- 695 121.**

Vs.

**Director Directorate of Minority welfare Government of Kerala, 4th Floor,
Vikas Bhavan, Thiruvananthapuram, Kerala, 695 033.**

Case No. 287 of 2023

27.03.2024

Present: Mr. Deepak Kumar Singh, Advocate for the petitioner.
None for the respondent.

1. Mr. Deepak Kumar Singh, Advocate appeared on behalf of the arguing counsel Mr. T.V. Hemachandran.
2. Despite service of regd. notice by post and also by email, none appeared on behalf of the respondent, even in the second round.
3. No reply is received from the State Competent Authority so far and in the facts and circumstances of the case, it would be proper that physical inspection report alongwith the recommendations for issuance of minority status certificate to the petitioner institution, may be obtained from the committee consisting of the following members: -
 1. Representative of the District Collector (Chairperson)
 2. Concerned District Education Officer (Member)
 3. District Minority /Welfare Officer/ District Social Welfare Officer (Member Secretary)
4. Office is directed to issue letter to the above Committee members for submitting the report.
5. Learned counsel for the petitioner prayed for a copy of the letter issued to the members of Physical Inspection Committee in order to pursue the matter with the Physical Inspection Committee, for inspection of the petitioner institution.
6. Office is directed to provide a copy of the letter to the learned counsel for the petitioner.
7. Learned counsel for the petitioner is directed to provide all the relevant documents to the members of Physical Inspection Committee.

In the interest of justice, list on 18.07.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

STEM School, D.No. 4-5-38, 1st Cross, Vidya Nagar, Guntur, Andhra Pradesh- 522 007.

Vs.

Secretary, Minorities Welfare Department, 3rd Floor, A.P. Secretariat, Velagapudi, Amaravati, Andhra Pradesh.

Case No. 303 of 2023

27.03.2024

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

1. Learned Counsel for the petitioner submitted that as per the reply submitted by the respondent in Para 03 it is mentioned "Further, in the reference 5th cited in pursuant minutes of the meeting conducted by the National Commission for Minority Educational Institutions dt. 25.10.2023, the Principal& Correspondent, Stem Schkool, Vidya Nagar, Guntur has requested the Government to amend the G.O. Rt. NO. 71, MWD, Dt. 18.03.2023 by removal of one year time limit and issue of a Minority Status orders specifying a validity period. Subsequently, vide G.O. Rt. No.07 MWD, Dt. 17.01.2024 amendment orders were issued that by removal of one year time limit and issue of a Minority Status Orders without specifying a validity period to Stem School, Vidya Nagar, Guntur". Hence, petitioner institution has got the Minority Status Certificate from State of Andhra Pradesh.

2. Learned Counsel for the petitioner seeks leave to withdraw the petition for the same relief.

3. Leave is granted.

The petition is disposed of as withdrawn.

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Little Champion School, Pampanvilai, Ananthanadarkudy P.O.,
Agastheeswaram Taluk, Kanyakumari District, Tamil Nadu- 629 201.**

Vs.

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

Case No. 304 of 2023

27.03.2024

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

1. On 26.03.2024, Director of Private Schools, Valagam, Chennai has sent by post a letter dated 06.03.2024 enclosed therewith Counter Affidavit, which is taken on record.
2. Copy of the letter and Counter Affidavit be furnished to the learned counsel for the petitioner for filing rejoinder if any.
3. 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.
4. Learned counsel for the petitioner submitted that the members of the physical inspection committee have already inspected their institution
5. 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 23.07.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

Immaculate English Higher Secondary School, St. Francis Xavier Church Street, T.R. Pattinam P.O., Karaikal District, Puducherry- 609 606.

Vs.

Secretary (Education), Chief Secretariat, No. 1, Goubert Avenue, Beach Road, Puducherry- 605 001.

Case No. 348 of 2023

27.03.2024

Present: Mr. Jose Abraham, Advocate for the petitioner.
Ms. Kavita Kumari, Advocate for the respondent.

1. Ms. Kavita Kumari, Advocate appeared on behalf of the respondent and prayed for time to file her Vakalatnama and counter reply. In the interest of justice, time prayed for is allowed.

2. At the request of learned counsel for the petitioner and in the facts and circumstances of the case, it would be proper that physical inspection report alongwith the recommendations for issuance of minority status certificate to the petitioner institution, may be obtained from the committee consisting of the following members: -

1. Representative of the District Collector (Chairperson)
2. Concerned District Education Officer (Member)
3. District Minority /Welfare Officer/ District Social Welfare Officer (Member Secretary)

3. Office is directed to issue letter to the above Committee members for submitting the report.

4. Learned counsel for the petitioner prayed for a copy of the letter issued to the members of Physical Inspection Committee in order to pursue the matter with the Physical Inspection Committee, for inspection of the petitioner institution.

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

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

In the interest of justice, list on 23.07.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Constant Lievens School of Nursing, Mandar Village, Katchacho P.O.
& P.S., Mandar, Ranchi, Jharkhand- 835 214.**

Vs.

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

Case No. 349 of 2023

27.03.2024

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

1. Despite service of regd. notice by post and also by email, none appeared on behalf of the respondent, even in the second round.
2. No reply is received from the State Competent Authority so far and in the facts and circumstances of the case, it would be proper that physical inspection report alongwith the recommendations for issuance of minority status certificate to the petitioner institution, may be obtained from the committee consisting of the following members: -
 1. Representative of the District Collector (Chairperson)
 2. Concerned District Education Officer (Member)
 3. District Minority /Welfare Officer/ District Social Welfare Officer (Member Secretary)
3. Office is directed to issue letter to the above Committee members for submitting the report.
4. Learned counsel for the petitioner prayed for a copy of the letter issued to the members of Physical Inspection Committee in order to pursue the matter with the Physical Inspection Committee, for inspection of the petitioner institution.
5. Office is directed to provide a copy of the letter to the learned counsel for the petitioner.
6. Learned counsel for the petitioner is directed to provide all the relevant documents to the members of Physical Inspection Committee.

In the interest of justice, list on 23.07.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

- (i) **Kundkundacharya Education Society's Kannada Medium Primary School, Chikodi, District - Belagavi, Karnataka – 591 201.**
- (ii) **Kundkundacharya Education Society's Kannada Medium Secondary School, Chikodi, Belagavi, Karnataka- 591 201.**

Vs.

Additional Chief Secretary, Education Department, Primary and Higher Education, Government of Karnataka.

Appeal 01 of 2023

27.03.2024

Present: Shri Dhanyakumar Jinappa Gunde for the appellant.
None for the respondent.

1. Synopsis on behalf of the appellant filed by hand before the Commission's Office on 22.03.2024, which is taken on record.

In the interest of justice, list on 09.05.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

Jose Abraham, Advocate, D/144/A, Ashram, New Delhi- 110 014.

Vs.

St. Michael's High School, Digha Ghat, Patna, Bihar.

Misc. Case No. 04 of 2024

27.03.2024

Present: Mr. Jose Abraham, Advocate for the petitioner.
Mr. Ravi Sagar for the respondent.

1. Mr. Ravi Sagar appeared on behalf of the respondent and prayer for time to file his Vakalatnama and response. In the interest of justice, time prayed for is allowed.

List on 23.04.2024.

**DR. SHAHID AKHTER
MEMBER**

SR