

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

Asaf Ali, Secretary, Amanat Ali Inter College, Edalhatu, Bundu, Ranchi, Jharkhand.

Vs.

- 1. Secretary, Human Resource Development Department, Government of Jharkhand.**
- 2. Director, Secondary Education, Under School Education & Literacy Department, 3rd Floor, MDI Building, S.E. & L. Department behind Project Bhawan, Post - Dhurwa, District - Ranchi, Jharkhand - 834004.**
- 3. President - Amanat Ali Inter College, AT + PO Edalhatu, PS - Bundu, District - Ranchi, Jharkhand.**
- 4. Principal- Amanat Ali Inter College, AT + PO Edalhatu, PS - Bundu, District - Ranchi, Jharkhand.**
- 5. Jharkhand Academic Council, Gyandeeep Complex, Baragawan, Namkum, Ranchi, Jharkhand- 834010**

(Respondent)

Al Momin Social and Educational Welfare Society, Ali Market, Karbala Chowk, Ranchi-834001

(Intervener)

Misc. Case No. 15 of 2020

01.05.2024

Present: Mr. Shyam R. Agarwal, Advocate for the petitioner.
None for the respondent no. 1 & 2.
Mr. Sajal Jain, Advocate for Respondent No.3
Mr. Rahul Bhardwaj, Advocate Advocate for Mr. Shakil Ahmad, Secretary, Al Momin Social and Educational Welfare Society for the Intervener.
Mr. Deep Prabhu, Advocate for Respondent No.4 (Ali Al Arafat)
Mr. Feroze Ahmad, Advocate for the Respondent No. 4
Ms. Suveni Bhagat, Advocate for Respondent No. 5 (Jharkhand Academic Council)

1. On 16.01.2024, list of founding members and present members of the Governing Body of the Society has been filed on behalf of the respondent no. 4. The list of the present members of the Governing Body of the Society appears to be a copy which is not notarized by any notary public and list of founding members of the Governing Body of the Society does not mention the designation of the members.
2. Respondent No. 4 is directed to file list of founding members of the Governing Body of the Society mentioning their designation in it and also to file list of present members of the Governing Body duly notarized by Notary Public.
3. Vakalatnama on behalf of Respondent No. 5 has been filed and no reply is filed by the respondent no. 5.
4. Mr. Feroze Ahmad, Advocate for the Respondent No. 4 prayed for the time to file the copy of direction of Hon'ble High Court of Jharkhand which is passed on 12.04.2024.
5. Renotify the case for further arguments on 20.08.2024.

**DR. SHAHID AKHTER
MEMBER**

VB

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

**St. Dominic Primary School (English Medium), Nicol Bhavan, Bodeli
Road, Kawant Taluk, Chhotaudepur, District Vadadora, Gujrat-391170
V/s**

**Director, Primary Education, Dr. Jivraj Mehta Bhavan, 2nd Floor, 12/1,
Gandhinagar, Gujarat-382010**

Case No. 63 of 2023

01.05.2024

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

1. Re-notify the case for further arguments on 20.08.2024.

**DR. SHAHID AKHTER
MEMBER**

VB

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

**Christo Jyoti U.P. School, Allada, Allada P.O., Kashinagar P.S.,
Kashinagar Block, Gajapati District, Odisha – 761 206.**

Vs.

**Director, Elementary Education, 5th Floor, HOD Building, Unit -
V, Bhubaneswar - 01, Khordha, Odisha – 751 015.**

Case No. 102 of 2023

01.05.2024

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

1. Heard, learned counsel for the petitioner.
2. Reserved for Orders.

**DR. SHAHID AKHTER
MEMBER**

VB

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

**Kainat International School, BadaunDarwaza, Delhi Hasanpur
Road, District Sambhal, Uttar Pradesh- 244 302.**

Vs.

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

Case No. 139 of 2023

01.05.2024

Present : Mr. Faiyyaz Ahmed Ansari for the petitioner
None for the respondent

1. Heard, the petitioner.
2. Reserved for Orders.

**DR. SHAHID AKHTER
MEMBER**

VB

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

CKC Academy, Dhurat Road, Ait, Jalaun District, Uttar Pradesh- 285 201.

Vs.

**Additional Chief Secretary, Basic Education Department,
Government of Uttar Pradesh, Babu Bhawan, 7th Floor
Lucknow, Uttar Pradesh- 226 001.**

Case No. 203 of 2023

01.05.2024

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

1. Learned Counsel for the petitioner has filed notarized copy of the Registration Certificate of the Society before the Commission's Office on dated 10.04.2024, which is taken on record.
2. Physical Inspection Committee has sent Physical Inspection Report by post which was received before the Commission's Office on dated 15.02.2024, which is taken on record.
3. List the case for final arguments on 07.08.2024

**DR. SHAHID AKHTER
MEMBER**

VB

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

**City Public School, Dharmunala, Palhani, Azamgarh, Uttar Pradesh-
276 001.**

Vs.

**Additional Chief Secretary/Principal Secretary/Secretary, Basic
Education Department Govt. of Uttar Pradesh Vidya Bhawan,
Nishantganj, Lucknow - 226007**

Case No. 300 of 2023

01.05.2024

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

1. An internal communication dated 02.03.2024 has been received from the District Minority Welfare Officer, Azamgarh by post which was received before the Commission's Office on dated 13.03.2024, which is taken on record.
2. A communication dated 08.02.2024 has been received from the District Minority Welfare Officer, Azamgarh by post which was received before the Commission's Office on dated 14.02.2024, which is taken on record. Office is directed to supply copy of the letter to the Learned Counsel for the petitioner.
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. Office is directed that if original 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.
5. In the interest of justice, list on 20.08.2024.

**DR. SHAHID AKHTER
MEMBER**

VB

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

**St. Joseph's Nursery and Primary School, Ranipet, Attur,
Salem District, Tamil Nadu- 636 102.**

Vs.

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

Case No. 301 of 2023

01.05.2024

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

1. An internal communication dated 10.02.2024 has been received from the Special Secretary to Government, School Education Department, Chennai by post which was received before the Commission's Office on dated 15.02.2024, which is taken on record.
2. 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.
3. Learned counsel for the petitioner submitted that the members of the physical inspection committee have already inspected their institution.
4. Office is directed that if original 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.
5. In the interest of justice, list on 20.08.2024.

**DR. SHAHID AKHTER
MEMBER**

VB

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

St. Mary's Primary School, Arisipalayam, Salem District, Tamil Nadu- 636 009.

Vs.

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

Case No. 302 of 2023

01.05.2024

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

1. An internal communication dated 10.02.2024 has been received from the Special Secretary to Government, School Education Department, Chennai by post which was received before the Commission's Office on dated 15.02.2024, which is taken on record.
2. Director of Elementary Education, Chennai on behalf of the respondent filed Counter Affidavit by post which was received before the Commission's office on dated 14.03.2024, which is also taken on record.
3. Office is directed to provide copy of the counter affidavit to the Learned Counsel for the petitioner for filing of rejoinder, if any.
4. 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.
5. Learned counsel for the petitioner submitted that the members of the physical inspection committee have already inspected their institution.
6. Office is directed that if original 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.
7. In the interest of justice, list on 20.08.2024.

**DR. SHAHID AKHTER
MEMBER**

VB

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

**Hiralal Jain Welfare and Educational Society, Baghpat Road, Khewra,
Sonipet, Haryana - 131037.**

- **Complainant**

Vs.

**1. State of Haryana, through, Additional Chief Secretary, School
Edu. Deptt. Haryana, Civil Secretariat, Sector – 1 , Chandigarh -
160001.**

- **Respondent No. 1**

**2. Director, Elementary Education Haryana, Siksha Sadan, Sector –
5, Panchkula, Haryana - 134112**

- **Respondent No. 2**

**3. Director, SCERT, Opposite Panchayat Bhawan, Sohna Road,
Gurgaon, Haryana – 122001**

- **Respondent No. 3**

**4. Regional Director, NRC/NCTE, G – 7, Sector – 10, Dwarka, New
Delhi – 110075**

- **Respondent No. 4**

Misc. Case No. 9 of 2023

01.05.2024

Present : Mr. Jose Abraham, Advocate for the petitioner
None for the respondent No. 1 & 2
Mr. Kuldeep for the respondent no. 3
Mr. Akhilesh K Srivastava, Mr. Manoj Kumar for the
respondent no. 4

1. Vakalatnama on behalf of Respondent No. 4 has been filed.
2. Learned Counsel for the petition filed an application which was received before the Commission's office on dated 09.04.2024 seeking leave to withdraw the complaint.
3. In the interest of justice, leave is granted and the matter is disposed of as withdrawn.

**DR. SHAHID AKHTER
MEMBER**

VB

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

**St. Robert's High School, Parsudih, Tatanagar, Jamshedpur District,
Jharkhand- 831 002.**

Vs.

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

Case No. 77 of 2024

01.05.2024

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.
7. In the interest of justice, list on 20.08.2024.

**DR. SHAHID AKHTER
MEMBER**

VB

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

**St. Francis School, Gundle P.O., Mahagaon, Boisar (East),
Palghar District, Maharashtra- 401 501.**

Vs.

**Joint Secretary, Minorities Development Department, Room No.
715, Mantralaya (Annexe), Mumbai, Maharashtra- 400 032**

Case No. 78 of 2024

01.05.2024

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.
7. In the interest of justice, list on 20.08.2024.

**DR. SHAHID AKHTER
MEMBER**

VB

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

Assisi Convent School, Nanpur, Jaipur Road, Agra, Uttar Pradesh- 283 105.

Vs.

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

Case No. 79 of 2024

01.05.2024

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.
7. Learned Counsel for the petitioner prayed for time to file updated recognition order issued by the State Authorities. Time prayed for is allowed.
8. In the interest of justice, list on 20.08.2024.

**DR. SHAHID AKHTER
MEMBER**

VB

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

**Assisi Convent Primary School, B.H.E.L. Colony, Sector 17,
Noida, Uttar Pradesh.**

Vs.

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

Case No. 80 of 2024

01.05.2024

Present : Mr. Jose Abraham, Advocate for the petitioner
Mr. Chandra Bhushan Prasad for the respondent

1. Mr. Chandra Bhushan Prasad on behalf of the respondent wants to file some documents today. He is directed to file the same today itself.
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.
7. In the interest of justice, list on 20.08.2024.

**DR. SHAHID AKHTER
MEMBER**

VB

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

Assisi Convent School, Etah, House No. 28, Sector 22, Agra Road, Etah, Uttar Pradesh- 207 001.

Vs.

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

Case No. 81 of 2024

01.05.2024

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.
7. In the interest of justice, list on 20.08.2024.

**DR. SHAHID AKHTER
MEMBER**

VB

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

**Rampur National Senior Secondary School, Khusro Bagh Road,
Rampur District, Uttar Pradesh-244901**

V/s

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

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

Case No. 268 of 2022

01.05.2024

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

1. Learned Counsel for the petitioner submitted that the physical inspection report received before this Commission on dated 29.11.2023 was not for the petitioner institution. This report pertains to the another institution of the same society.
2. 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. Office is directed that if original 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.
4. In the interest of justice, list on 20.08.2024.

**DR. SHAHID AKHTER
MEMBER**

VB

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

**Fatima Girls Higher Secondary School, T. Palur Road,
Jayankodam, Udayarapalayam (T.K.), Ariyalur District, Tamil
Nadu-621802**

Vs.

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

Case No. 270 of 2022

01.05.2024

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.
3. Learned counsel for the petitioner submitted that the members of the physical inspection committee have already inspected their institution.
4. Office is directed that if original 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.
5. In the interest of justice, list on 20.08.2024.

**DR. SHAHID AKHTER
MEMBER**

VB

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

**Vinod Bhaskar Sharma, Santosh Nagar, Railway Road, Shanti Nagar,
Etah, Uttar Pradesh.**

- Applicant

Vs.

**1. Janta Higher Secondary School, Pilakhua, Etah, Uttar Pradesh.
(Through Mohit Jain, Manager S/o Suresh Chandra Jain)**

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

- Respondents

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

Misc. Case No. 22/2022

01.05.2024

Present: Mr. Vinod Bhaskar Sharma for the applicant.

Ms. Achsah Elizabeth Raju, Proxy Counsel o behalf of
Ms. Kavita K.T., Advocate for the respondent no. 1

None for the respondent no. 2

1. Mr. Vinod Bhaskar Sharma for the applicant wants to file rejoinder before the Court of the Commission today itself. He is directed to file the same before the Office of the Commission today itself.
2. In the interest of justice, list on 20.08.2024.

**DR. SHAHID AKHTER
MEMBER**

VB

**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

01.05.2024

Present : Mr. Tariq Adeeb, Advocate for the petitioner
None for the respondent

1. Learned Counsel for the petitioner filed notarized copy of the Bylaws of the Society mentioning beneficiary clause and Vakalatnama with welfare stamp before the Commission's Office on dated 26.03.2024, which are taken on record
2. It transpires from the documents that the date is not mentioned in the bylaws of the Society.
3. Learned Counsel for the petitioner prayed for time to clarify the date. Time prayed for is allowed.
4. In the interest of justice, list on 21.05.2024.

**DR. SHAHID AKHTER
MEMBER**

VB

**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

01.05.2024

Present : Mr. Tariq Adeeb, Advocate for the petitioner
None for the respondent

1. In compliance of the Commission's earlier orders, Learned Counsel for the petitioner filed notarized copy of the MOU of the Supplementary Trust Deed mentioning beneficiary clause and Vakalatnama with welfare stamp before the Commission's Office on dated 26.03.2024, which are taken on record
2. In this case, at the time of filing application for grant of MSC before this Commission, office has reported that there is no specific beneficiary clause available in the MOA for the Christian minority community.
3. In the Supplementary Trust Deed filed by the Learned Counsel for the petitioner mentioned beneficiary clause which is after filing the NOC application before the State Competent Authority and filing of application for grant of MSC before this Commission.
4. Learned Counsel for the petitioner prayed for time to take instruction from his client. Time prayed for is allowed.
4. In the interest of justice, list on 21.05.2024.

**DR. SHAHID AKHTER
MEMBER**

VB

**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

01.05.2024

Present : Mr. Tariq Adeeb, Advocate for the petitioner
None for the respondent

1. Learned Counsel for the petitioner filed notarized copy of the Bylaws of the Society mentioning beneficiary clause and Vakalatnama with welfare stamp before the Commission's Office on dated 26.03.2024, which are taken on record
2. It transpires from the documents that the date is not mentioned in the bylaws of the Society.
3. Learned Counsel for the petitioner prayed for time to clarify the date and to take instruction from his client. Time prayed for is allowed.
4. In the interest of justice, list on 21.05.2024.

**DR. SHAHID AKHTER
MEMBER**

VB

**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

01.05.2024

Present : Mr. Tariq Adeeb, Advocate for the petitioner
None for the respondent

1. In compliance of the Commission's earlier orders, Learned Counsel for the petitioner filed notarized copy of the MOU of the Supplementary Trust Deed mentioning beneficiary clause and Vakalatnama with welfare stamp before the Commission's Office on dated 26.03.2024, which are taken on record
2. In this case, at the time of filing application for grant of MSC before this Commission, office has reported that there is no specific beneficiary clause available in the MOA for the Christian minority community.
3. In the Supplementary Trust Deed filed by the Learned Counsel for the petitioner mentioned beneficiary clause which is after filing the NOC application before the State Competent Authority and filing of application for grant of MSC before this Commission.
4. Learned Counsel for the petitioner prayed for time to take instruction from his client. Time prayed for is allowed.
4. In the interest of justice, list on 21.05.2024.

**DR. SHAHID AKHTER
MEMBER**

VB

**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

01.05.2024

Present : Mr. Tariq Adeeb, Advocate for the petitioner
None for the respondent

1. Learned Counsel for the petitioner filed notarized copy of the Bylaws of the Society mentioning beneficiary clause and Vakalatnama with welfare stamp before the Commission's Office on dated 26.03.2024, which are taken on record
2. It transpires from the documents that the date is not mentioned in the bylaws of the Society.
3. Learned Counsel for the petitioner prayed for time to clarify the date and to take instruction from his client. Time prayed for is allowed.
4. In the interest of justice, list on 21.05.2024.

**DR. SHAHID AKHTER
MEMBER**

VB

**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

01.05.2024

Present : Mr. Tariq Adeeb, Advocate for the petitioner
None for the respondent

1. Learned Counsel for the petitioner prayed for time to file afresh Vakalatnama affixing welfare stamp therein and also to file notarized copy of Supplementary Trust Deed.. Time prayed for is allowed.
2. At the request of the Learned Counsel for the petitioner, list on 21.05.2024.

**DR. SHAHID AKHTER
MEMBER**

VB

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

1.5.2024

**Ali Public School, Town & Post Islamnagar, District Budaun,
Uttar Pradesh- 243 723.**

Vs.

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

Present: Mohd. Shamen for the petitioner.

An application has been received by hand on 16.4.2024 from Ali Public School, Town & Post Islamnagar, District Budaun, Uttar Pradesh- 243 723 for grant of minority status certificate. It be registered.

2. It transpires from the petition that on 4.9.2023, the petitioner institution has applied for grant of No Objection Certificate to the State Competent Authority i.e. Additional Chief Secretary, Basic Education Department, Government of of Uttar Pradesh Vidya Bhawan, Nishantganj, Lucknow, Uttar Pradesh-226 007, which was received by the respondent on 12.9.2023. 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 12.8.2021 issued by District Basic Education Officer, Budaun granting recognition to the petitioner institution.

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

5. During the academic year 2022-23, out of 737 students, 591 students were from the Muslim minority community, in the year 2023-24, out of 696 students, 566 students were from the Muslim minority community and in the year 2024-25, out of 738 students, 578 students were 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. Office has reported that the religion of members has not been mentioned in the lists of founding and present members, which is mandatory as per Col. No. 1 (f). However, it may be seen from the said lists that the surnames belong to the Muslim minority community. Office has also reported that the petitioner has not enclosed Resolution. The petitioner has enclosed Resolution duly signed by all the members. Hence, the office report is ignored.

8. Mohd. Shamem has submitted that all the founding and present members of the society belong to the Muslim minority community. He is directed to file list of founding and present members mentioning their religion.

9. At the request of the petitioner, office is directed to issue notice to the respondent by registered AD and e-mail.

10. List on 20.8.2024.

**DR. SHAHID AKHTER
MEMBER**

MD

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

1.5.2024

Adam Public School, Vill. & Post Sarkara, Chakrajmal, District Bijnor, Uttar Pradesh- 246 761.

Vs.

Additional Chief Secretary, Basic Education Department, Government of Uttar Pradesh Vidya Bhawan, Nishantganj, Lucknow, Uttar Pradesh- 226 007.

Present: Mohd. Shamen for the petitioner.

An application has been received by hand on 16.4.2024 from Adam Public School, Vill. & Post Sarkara, Chakrajmal, District Bijnor, Uttar Pradesh- 246 761 for grant of minority status certificate. It be registered.

2. It transpires from the petition that on 3.5.2023, the petitioner institution has applied for grant of No Objection Certificate to the State Competent Authority i.e. Additional Chief Secretary, Basic Education Department, Government of of Uttar Pradesh Vidya Bhawan, Nishantganj, Lucknow, Uttar Pradesh- 226 007, which was received by the respondent on 10.5.2023. 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 5.1.2024 issued by District Basic Education Officer, Bijnor certifying that the petitioner institution is permanently recognized institution.

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

5. During the academic year 2022-23, out of 217 students, 112 students were from the Muslim minority community, in the year 2023-24, out of 285 students, 160 students were from the Muslim minority community and in the year 2024-25, out of 305 students, 180 students were 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. Office has reported that the religion of members has not been mentioned in the lists of founding and present members, which is mandatory as per Col. No. 1 (f). However, it may be seen from the said lists that the surnames belong to the Muslim minority community.

8. Mohd. Shamen has submitted that all the founding and present members of the society belong to the Muslim minority community. He is directed to file list of founding and present members mentioning their religion.

9. At the request of the petitioner, office is directed to issue notice to the respondent by registered AD and e-mail.

10. List on 20.8.2024. Record of Case No. 32 of 2023 be tagged with the record of this case.

**DR. SHAHID AKHTER
MEMBER**

MD

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

1.5.2024

Holy Child School, Village Chhohan, P.O. Sahle Chak, Tehsil Kalanaur, Chhohan, Gurdaspur District, Punjab-143 526.

Vs.

Director of Public Instruction (S.E) Punjab Block E, Vidya Bhawan, 4th Floor Complex Punjab School Education Board, Sector 62, S.A.S Nagar, Mohali, Punjab- 160 062.

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

An application has been received by hand on 18.4.2024 from Holy Child School, Village Chhohan, P.O. Sahle Chak, Tehsil Kalanaur, Chhohan, Gurdaspur District, Punjab-143 526 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. Director of Public Instruction (S.E) Punjab Block E, Vidya Bhawan, 4th Floor Complex Punjab School Education Board, Sector 62, S.A.S Nagar, Mohali, Punjab- 160 062, 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 copy of certificate dated 18.9.2024 issued by ICSE certifying that the petitioner institution is provisionally affiliated to the said council, which is valid upto 31.3.2025.

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

5. During the academic year 2021-22, out of 479 students, 107 students were from the Christian minority community, in the year 2022-23, out of 504 students, 111 students were from the Christian minority community and in the year 2023-24, out of 544 students, 121 students were from the Christian 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. Office has reported that there is cutting and overwriting of date in affidavit and welfare stamp of Rs. 2/- only is affixed on Vakalatnama. Learned counsel for the petitioner is directed to affix additional stamp on the Vakalatnama.

8. Office is directed to issue notice to the respondent by registered AD and e-mail.

9. List on 20.8.2024.

**DR. SHAHID AKHTER
MEMBER**

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

1.5.2024

St. Patrick's Academy, Delhi-Meerut Bypass, village Dungrawali, Opp. Dewan Institute of Management, Meerut- 250 103.

Vs.

Additional Chief Secretary, Secondary Education Department, Government of Uttar Pradesh, Bapu Bhawan, 7th Floor, Lucknow, Uttar Pradesh- 226 001.

Present: Mr. K. Lenin Devasahaya Vinober, Advocate for the petitioner.

An application has been received by hand on 18.4.2024 from St. Patrick's Academy, Delhi-Meerut Bypass, village Dungrawali, Opp. Dewan Institute of Management, Meerut- 250 103 for grant of minority status certificate. It be registered.

2. It transpires from the petition that on 21.4.2023, the petitioner institution has applied for grant of No Objection Certificate to the State Competent Authority i.e. Additional Chief Secretary, Secondary Education Department, Government of Uttar Pradesh, Bapu Bhawan, 7th Floor, Lucknow, Uttar Pradesh- 226 001, which was received by the respondent on 27.4.2023. 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 certificated dated 13.5.2022 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 (Higher Secondary).

6. During the academic year 2021-22, out of 1789 students, 04 students were from the Christian minority community, in the year 2022-23, out of 1957 students, 06 students were from the Christian minority community and in the year 2023-24, out of 2243 students, 06 students were from the Christian minority community.

7. The petition is incomplete as the address of the petitioner institution has been left blank by the petitioner against Col. No. 1 (b). Also, the petitioner has not filed Resolution.

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**