

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

St. Stephen's School, Christian Basti, P.O. Dispur, Guwahati, Assam - 781005.

Vs.

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

Case No. 108 of 2021

07.05.2024

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

1. An internal communication dated 13.03.2024 received by post before the Commission's Office on dated 27.03.2024 from Deputy Secretary, Government of Assam, which is taken record.
2. Despite sending letter by post to the Chief Secretary, State of Assam and members of the physical inspection committee, no reply/ physical inspection report received from both of them till now.
2. Secretary of the Commission is directed to write a reminder letter to the Chief Secretary, Government of Assam with a request to direct the Physical Inspection Committee to send Physical Inspection Report before next date of hearing.
3. Learned counsel for the petitioner has submitted that the members of the Physical Inspection Committee have already inspected the petitioner institution
4. Office is directed that if original Physical Inspection Report is not received, then send reminder by post and also by email to the members of Physical Inspection Committee, for sending the inspection report positively before next date of hearing.

In the interest of justice, list on 21.08.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Holy Redeemer English High School, Gangankoppa Village, Hosanagar Tq,
Shimoga District, Karnataka - 577418.**

Vs.

**Additional Chief Secretary to Government, Education Department (Higher
Education), Government of Karnataka, Sixth Floor, Multi-Storeyed
Building, Bengaluru, Karnataka – 560001.**

Case No. 196 of 2021

07.05.2024

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

1. Despite service of letter by post to the Competent Authority, Government of Karnataka to file stay Order passed by the Hon'ble High Court and inform about the outcome of the case pending before the Hon'ble High Court, no reply has been received from the respondent till now.
2. In compliance of the Commission's earlier Order dated 13.12.2023, learned counsel for the petitioner filed by hand comprehensive reply on 13.12.2023, which was taken on record.
3. Subsequently Court of the Commission was directed to furnish copy of the reply to the respondent for filing their response if any. But Office has not furnished copy of the comprehensive reply to the respondent till now.
4. Office is directed to send the letter to the respondent along with comprehensive reply filed by the learned counsel for the petitioner for further action in the matter.
5. Office is again directed to write reminder letter to the competent authority, Government of Karnataka to file stay order passed by the Hon'ble High Court and inform about the outcome of the case pending before the Hon'ble High Court.

List on 21.08.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

St. George's Mixed L.P. School, Panangad P.O., Panangad, Thrissur District, Kerala.

Vs.

Director, Directorate of Minority Welfare, Government of Kerala, 4th Floor, Vikas Bhavan, Thiruvananthapuram, Kerala - 695033.

Case No. 34 of 2022

07.05.2024

Present: Ms. Lakshmi Sree P, Advocate for the petitioner.
None for the respondent.

1. On 11.03.2024, learned counsel for the petitioner filed notarized copy of the order dated 30.04.2019 of the Assistant Educational Officer and notarized copy of translated Will dated 31.03.2006 by hand, before the Commission's Office on dated 11.03.2024, all the aforementioned documents are taken on record.
2. A bare reading of the physical inspection report makes it clear that during the academic year 2022-2023 out of total 284 students, only 02 students belong to the Christian Minority Community.
3. The Commission has decided that there must be a reasonable strength of students of particular minority community in Minority Educational Institutions.
4. The percent could be determined based on the actual proportion of specific minority community in the state population as per the prevailing census. Population of Christian minority community in the State of Kerala as per the census of the year 2011 is 18.38 %.
5. The petitioner institution does not fulfill the criteria of percentage of Christian Minority Community in the State of Kerala as per the census report of 2011. Accordingly the petition is hereby dismissed.
6. However, petitioner is free to move fresh application for grant of MSC as per the law, following the procedure after having minimum percentage of students in their institution.

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Shanthi Nilayam Special School for Intellectual Disabled, Paruthivilai,
Agasteeswaram Taluk, Erumbukadu P.O., District Kanyakumari, Tamil
Nadu-629004**

Vs.

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

Case No. 147 of 2022

07.05.2024

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

1. Learned counsel for the petitioner filed by hand notarized copy of Recognition Order of Shanthi Nilayam Special School for Intellectual Disabled, before the Commission's Office on dated 26.04.2024, which is taken on record.
2. Despite sending reminder letter by post to the Chief Secretary, State of Tamil Nadu and members of the physical inspection committee, no reply/ physical inspection report received from them till now.
2. Secretary of the Commission is directed to write a reminder letter to the Chief Secretary, Government of Tamil Nadu with a request to direct the Physical Inspection Committee to send Physical Inspection Report before next date of hearing.
3. Learned counsel for the petitioner has submitted that the members of the Physical Inspection Committee have already inspected the petitioner institution and sent the physical inspection report last week but no report received till now.
4. Office is directed that if original Physical Inspection Report is not received, then send reminder by post and also by email to the members of Physical Inspection Committee, for sending the inspection report positively before next date of hearing.

In the interest of justice, list on 21.08.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Saint Arnold's School, HIG - 489, K-5, Kalinga Vihar, Khurda,
Bhubaneswar District, Orissa - 751019.**

Vs.

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

Case No. 161 of 2022

07.05.2024

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

1. Despite sending reminder letter by post to the Chief Secretary, State of Odisha and members of the physical inspection committee, no reply/ physical inspection report received from them till now.
2. Secretary of the Commission is again directed to write a reminder letter to the Chief Secretary, Government of Odisha with a request to direct the Physical Inspection Committee to send Physical Inspection Report before next date of hearing.
3. Learned counsel for the petitioner has submitted that the members of the Physical Inspection Committee have already inspected the petitioner institution
4. Office is directed that if original Physical Inspection Report is not received, then send reminder by post and also by email to the members of Physical Inspection Committee, for sending the inspection report positively before next date of hearing.

In the interest of justice, list on 21.08.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Katherine High School, Village - Ara Gate, P.O. - Mahilong, P.S. -
Tatisilway, District - Ranchi, Jharkhand - 835103.**

Vs.

**Director, Primary & Secondary Education Department of School
Education & Literacy (S.E & L. Department), MDI Building, Post
Dhurwa, Dist-Ranchi834004.**

Case No. 207 of 2022

07.05.2024

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

1. District Commissioner Ranchi has sent physical inspection report along with some documents by post and by email on 08.03.2024 and 04.03.2024 respectively, which appears to be a copy signed by only two members of the Committee.
2. Office is directed to send letter to the members of the Physical Inspection Committee for sending the original inspection report duly signed by all the three members of the Physical Inspection Committee positively before the next date of hearing. Copy of the reminder letter may be supplied to the learned counsel for the petitioner to pursue the matter.

In the interest of justice, list on 21.08.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Rampur National Junior High School, Khusro Bagh Road, Rampur
District, Uttar Pradesh - 244901.**

Vs

- 1. Additional Chief Secretary, Department of School Education Govt. of UP Bahu Khandi,, Secretariat, Lucknow (UP).**
- 2. Additional Chief Secretary, Department of Secondary Education, Government of Uttar Pradesh.**

Case No. 267 of 2022

07.05.2024

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

1. In compliance of the Commission's earlier Order dated 07.03.2024 Basic Education Officer, Rampur has filed by hand physical inspection report, before the Commission's Office on dated 07.03.2024, which is taken on record.
2. An internal communication dated 06.03.2024 received from Mr. Sanjiv Kumar, District Basic Education Officer, Rampur by hand, before the Commission's Office on dated 07.03.2024, which is taken on record.
3. Re-notify the case for final arguments on 16.05.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Alpha Elite High, Berigai Road, Belathur Post, Bagalur, Hosur Taluk,
Krishnagiri District, Tamil Nadu- 635 124.**

Vs.

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

Case No. 04 of 2023

07.05.2024

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

1. Learned counsel for the petitioner filed by hand downloaded copy of latest CBSE Affiliation Order of Alpha Elite High,, before the Commission's Office on dated 16.04.2024, which is taken on record.
2. A communication received by post for five cases in one letter from District Backward Classes and Minorities Welfare Officer, Krishnagiri, in the Commission's Office on dated 22.04.2024, 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
13.08.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

Madarsa Sultania Ziaul Uloom, Village & Post - Shrinagar Lakhimpur-Kheri, Uttar Pradesh.

Vs.

**Additional Chief Secretary, Department of Minority Welfare and Waqf
Department, Government of U.P., Bahu Khandi, Secretariat,
Lucknow, U.P. - 226001**

Case No. 103 of 2023

07.05.2024

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

1. Physical Inspection Report dated 14.02.2024 received from District Collector, Lakhimpur Kheri by post, which was received in the Commission's Office on dated 23.02.2024
2. Learned Counsel for the petitioner submitted that the petitioner has filed certified copies of all the relevant documents which are already on record.

In the interest of justice, now, fix the case for final arguments on 20.08.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Dr. Abdul Kalam International School and Research Academy, Peria
Vilai, Vatta Kottai Road, Kottaram, Kanyakumari District, Tamil
Nadu- 629 703.**

Vs.

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

Case No. 108 of 2023

07.05.2024

Present: Mr. Junais P., 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 21.08.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

Balayesu English Medium High School, Nagarazm (Village & Mandal), Guntur District, Andhra Pradesh - 522268.

Vs.

Secretary, Department of Minorities Welfare, Government of Andhra Pradesh, 3rd Floor, Andhra Pradesh Secretariat, Velagagapudi, Amaravati, Andhra Pradesh - 521185.

Case No. 123 of 2023

07.05.2024

Present: Mr. Junais P., 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. On 25.04.2024, Secretary to Government, Minorities Welfare Department, Andhra Pradesh has sent by post a letter dated 05.04.2024 enclosed therewith six sets Counter Affidavit by post, which were received in the Commission's Office and are taken on record.
3. Office is directed to provide a copy of the letter and Counter Affidavit to the learned counsel for the petitioner for filing rejoinder if any.

In the interest of justice, list on 21.08.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

**St. Augustine's High School, Maripeda, Sevanagarmaripda, Mahabubabad
District, Telangana State - 506315.**

Vs.

**Secretary, Minorities Welfare Department, "D" Block, Ground Floor,
Telangana Secretariat, Hyderabad - 500022.**

Case No. 124 of 2023

07.05.2024

Present: Mr. Junais P., 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. A letter dated 20.04.2024 along with Abstract received by post from Special Secretary to Government, Government of Telangana, Minorities Welfare (Estt-II) Department in the Commission's Office on dated 25.04.2024, which is taken on record. It is mentioned in the said letter that application dated 22.10.2022 of the petitioner institute requesting for issue of NOC to their educational institute under Section 10 of NCMEI Act, 2004 to seek Minority Status Certificate from NCMEI is not received by the State Government.
3. Office is directed to provide a copy of the letter along with abstract to the learned counsel for the petitioner for filing rejoinder if any.
4. No proper 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)
5. Office is directed to issue letter to the above Committee members for submitting the report.
6. 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.
7. Office is directed to provide a copy of the letter to the learned counsel for the petitioner.
8. 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 21.08.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Our Lady School of Excellence, 955, T.H. Road, Thiruvottiyur,
Chennai, Tamil Nadu- 600 019.**

Vs.

**The Principal Secretary, School Education Department, Government
of Tamil Nadu, Rina Road, Fort St. George, Secretariat, Chennai,
Tamil Nadu- 600 0090.**

Case No. 155 of 2023

07.05.2024

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

1. Learned counsel for the petitioner filed by hand downloaded copy of CBSE Affiliation Order of Our Lady School of Excellence, before the Commission's Office on dated 18.04.2024, which is taken on record.

2. Heard, learned counsel for the petitioner.

Reserved for Orders.

**DR. SHAHID AKHTER
MEMBER**

SR

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

Divine Mercy School, Mavi Road, Orai, Jaluan District, Uttar Pradesh- 258 001.

Vs.

Principal Secretary, School Education Department, Government of Tamil Nadu- 600 009.

Case No. 202 of 2023

07.05.2024

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

1. Learned counsel for the petitioner filed by hand notarized copy of Registration Certificate of the Society, before the Commission's Office on dated 10.04.2024, which is taken on record.
2. Members of the physical inspection committee has sent physical inspection report by post which was received in the Commission's Office on dated 15.02.2024 and 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 20.08.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Falah-E-Milat Multipurpose Educational & Welfare Society, Shegaon,
Tq. Shegaon, Distt. – Buldhana.**

Vs.

**State of Maharashtra, through its department of Minority
Development, through its Secretary, Mantralaya, Mumbai**

Appeal 05 of 2023

07.05.2024

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

1. On 23.02.2024, a communication dated 10.01.2024 has been received from the Principal Secretary, Minority Development Department, Government of Maharashtra, which is taken on record. It is stated in the said communication that Deputy Secretary Minority Development Department will appear before the Commission on 21.02.2024.

2. None appeared on behalf of the respondent on 21.02.2024 due to which a reminder letter to the respondent was issued with a direction to file reply. Despite reminder letter to the respondent, no reply received from him till now.

3. Learned Counsel for the appellant wants to file some documents today itself.

4. He is directed to file the documents before the Commission's Office today itself

5. Office is directed to issue afresh notice to the respondent for filing reply

In the interest of justice, list on 31.07.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Zulekha College of Education, 38-39, Nagpur Shantinagar Main Road,
Itwari, Nagpur, Maharashtra- 440 002.**

Vs.

- 1. National Council for Teacher Education (NCTE), Plot No.-7,
Sector-10, Dwarka, New Delhi- 110 075.**
- 2. Regional Director, Western Regional Committee, National Council
for Teacher Education (NCTE), Plot No.-7, Sector-10, Dwarka, New
Delhi- 110 075.**

Unregistered Case

07.05.2024

Present: Mr. Shubham Singh, Advocate for the appellant.

1. Mr. Shubham Singh, Advocate is appeared on behalf of the appellant and prayed for time to file his Vakalatnama and also to comply with the Commission's earlier Order dated 27.02.2024. In the interest of justice, time prayed for is allowed.

2. List the case for further arguments on admission stage on 21.08.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

St. Francis School, Sector-4, Gomti Nagar Extension, Lucknow, Uttar Pradesh- 226 010.

Vs.

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

Case No. 84 of 2024

07.05.2024

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

Mr. Amit Singh, DIOS Office for the respondent.

1. Mr. Amit Singh, DIOS Office appeared on behalf of the respondent and wants to file some documents today itself.
2. He is directed to file the documents before the Commission's Office today itself
3. An internal communication dated 01.04.2024 received by post from Assistant Secretary, Government of Uttar Pradesh in the Commission's Office on dated 15.04.2024, which is taken on record.
4. 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)
5. Office is directed to issue letter to the above Committee members for submitting the report.
6. 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.
7. Office is directed to provide a copy of the letter to the learned counsel for the petitioner.
8. 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 21.08.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Islamia College of Law, Survey No. 103/15, H. No. 18-13-8/IHC/15,
Bandlaguda Khalsa, Bandlaguda (M), Hyderabad, Telangana- 500
005.**

Vs.

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

Case No. 85 of 2024

07.05.2024

Present: Mr. Junais P., 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. A letter dated 29.04.2024 along with Abstract received by post from Special Secretary to Government, Government of Telangana, Minorities Welfare (Estt-II) Department in the Commission's Office on dated 02.05.2024, which is taken on record. It is stated in the said letter that NOC application of petitioner is not received by the Government of Telangana.
3. Office is directed to provide a copy of the letter along with abstract to the learned counsel for the petitioner for filing rejoinder if any.
4. No proper 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)
5. Office is directed to issue letter to the above Committee members for submitting the report.
6. 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.
7. Office is directed to provide a copy of the letter to the learned counsel for the petitioner.
8. 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 21.08.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

**St. Jude's Hospital College of Nursing, St. Jude's Hospital, Sipri
P.O., Jhansi District, Uttar Pradesh- 284 003.**

Vs.

**Additional Chief Secretary, Higher Education Department, Govt. of
Uttar Pradesh, Room No. 3, Naveen Bhawan, UP Secretariat,
Lucknow- 226 001.**

Case No. 88 of 2024

07.05.2024

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.

In the interest of justice, list on 21.08.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

7.5.2024

St. Joseph's Convent School, Church Road, Berhampur, Ganjam, Odisha- 760001.

Vs.

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

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

An application has been received by hand on 24.4.2024 from St. Joseph's Convent School, Church Road, Berhampur, Ganjam, Odisha- 760001 for grant of minority status certificate. It be registered.

2. It transpires from the petition that on 23.11.2023, the petitioner institution has applied for grant of No Objection Certificate to the State Competent Authority i.e. Director, Secondary Education, 6th Floor, HOD Building, Unit - V, Bhubaneswar, Khordha, Odisha, which was received by the respondent on 27.11.2023. 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.

3. The petitioner has filed notarized copy of certificate dated 6.10.2020 issued by ICSE certifying that the petitioner institution has been affiliated to the said council.

4. Petitioner has filed Resolution Passed by the Governing Body to obtain Minority Status Certificate from this Commission and envelope with postage for sending notice to the State Competent Authority.

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

6. During the academic year 2021-22, out of 1641 students, 110 students were from the Christian minority community, in the year 2022-23, out of 1620 students, 199 students were from the Christian minority community and in the year 2023-24, out of 1923 students, 119 students were from the Christian minority community.

7. It transpires that the amendment in the Trust Deed of the petitioner Trust was done prior to filing application u/s 10 of NCMEI Act. 2004 before the State Competent Authority and also petition before this Commission for grant of Minority Status Certificate.

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

9. List on 21.8.2024. Record of Case No. 410 of 2020 be tagged with the record of this case.

**DR. SHAHID AKHTER
MEMBER**

MD

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

7.5.2024

Amala Matriculation Higher Secondary School, Thuckalay, Kanniyakumari District, Tamil Nadu- 629 175.

Vs.

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

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

An application has been received by hand on 24.4.2024 from Amala Matriculation Higher Secondary School, Thuckalay, Kanniyakumari District, Tamil Nadu- 629 175 for grant of minority status certificate. It be registered.

2. It transpires from the petition that on 1.12.2023, the petitioner institution has applied for grant of No Objection Certificate to the State Competent Authority i.e. Principal Secretary, School Education Department, Government of Tamil Nadu, Rina Road, Fort St. George, Secretariat, Chennai, Tamil Nadu- 600 009, which was received by the respondent on 2.12.2023. 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.

3. The petitioner has filed notarized copy of order dated 31.1.2024 issued by the Joint Director, Directorate of Private Schools, Tamil Nadu granting recognition to the petitioner institution for the period 1.6.2023 to 31.3.2026.

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- LKG to Standard 10).

6. During the academic year 2019-20, out of 1457 students, 554 students were from the Christian minority community, in the year 2020-21, out of 1599 students, 568 students were from the Christian minority community and in the year 2021-22, out of 1601 students, 575 students were from the Christian minority community.

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

8. Learned counsel for the petitioner is directed to furnish data regarding students' strength for the academic year 2022-23 and 2023-24.

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

10. List on 21.8.2024.

**DR. SHAHID AKHTER
MEMBER**

MD

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

7.5.2024

St. Vincent's School, Edurugadda, Hemachandrapuram, Laxmidevipalle (V), Lxmidevipalli (M), Bhadradi District, Telangana- 507 101.

Vs.

Secretary, Minorities Welfare Department, D-Block, Ground Floor, Telangana Secretariat, Hyderabad.

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

An application has been received by hand on 26.4.2024 from St. Vincent's School, Edurugadda, Hemachandrapuram, Laxmidevipalle (V), Lxmidevipalli (M), Bhadradi District, Telangana- 507 101 for grant of minority status certificate. It be registered.

2. It transpires from the petition that on 19.12.2023, the petitioner institution has applied for grant of No Objection Certificate to the State Competent Authority i.e. Secretary, Minorities Welfare Department, D-Block, Ground Floor, Telangana Secretariat, Hyderabad, which was received by the respondent on 22.12.2023. 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.

3. The petitioner has filed notarized copy of order dated 10.5.2023 issued by Regional Joint Director of School Education, Warangal granting recognition to the petitioner institution for the year 2022-23 to 2031-32.

4. Petitioner has filed Resolution Passed by the Governing Body to obtain Minority Status Certificate from this Commission and envelope with postage for sending notice to the State Competent Authority.

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

6. During the academic year 2021-22, out of 443 students, 218 students were from the Christian minority community, in the year 2022-23, out of 452 students, 220 students were from the Christian minority community and in the year 2023-24, out of 454 students, 220 students were from the Christian minority community.

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

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

9. List on 21.8.2024.

**DR. SHAHID AKHTER
MEMBER**

MD

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

7.5.2024

Gyanodaya SMVM Hr. Sec. School, Gurukul Campus, Khurai, District Sagar, Madhya Pradesh- 470 117.

Vs.

Secretary, Backward Classes and Minority Welfare Department, Government of Madhya Pradesh, Mantralaya, Bhopal, Madhya Pradesh.

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

An application has been received by hand on 26.4.2024 from Gyanodaya SMVM Hr. Sec. School, Gurukul Campus, Khurai, District Sagar, Madhya Pradesh- 470 117 for grant of minority status certificate. It be registered.

2. It transpires from the petition that on 14.10.2023, the petitioner institution has applied for grant of No Objection Certificate to the State Competent Authority i.e. Secretary, Backward Classes and Minority Welfare Department, Government of Madhya Pradesh, Mantralaya, Bhopal, Madhya Pradesh, which was received by the respondent on 18.10.2023. 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.

3. The petitioner has filed notarized copy of order dated 17.5.2022 issued by CBSE granting affiliation to the petitioner institution for the period 1.4.2023 to 31.3.2028.

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 1468 students, 212 students were from the Jain minority community, in the year 2022-23, out of 1669 students, 363 students were from the Jain minority community and in the year 2023-24, out of 1802 students, 404 students were from the Jain minority community.

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

8. Office has reported that as per Col. No. 1(a) of the form the details given in the form should match with details given in NGO Darpan. The type NGO is mentioned as trust in NGO Darpan Unique ID. The Certificate of Registration mentions the name of the Society as "Shri Parswanath Brahmachary Ashram (Jain Gurukul) but in the Unique ID the name is mentioned as "Shri Parasnath Brahamcharya Ashram Jain Gurukul". Learned counsel for the petitioner has submitted that the petitioner institution is run by the Society and the Registration Number of the Society mentioned in the Unique ID matches with the Certificate of Registration of Society. He is directed to submit updated copy of the Unique ID.

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

10. List on 21.8.2024.

**DR. SHAHID AKHTER
MEMBER**

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

7.5.2024

S.P. Jain Gurukul H.S. School, Khurai, Sagar, Madhya Pradesh- 470 117.

Vs.

Secretary, Backward Classes and Minority Welfare Department, Mantralaya, Bhopal, Madhya Pradesh.

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

An application has been received by hand on 26.4.2024 from S.P. Jain Gurukul H.S. School, Khurai, Sagar, Madhya Pradesh- 470 117 for grant of minority status certificate. It be registered.

2. It transpires from the petition that on 14.10.2023, the petitioner institution has applied for grant of No Objection Certificate to the State Competent Authority i.e. Secretary, Backward Classes and Minority Welfare Department, Government of Madhya Pradesh, Mantralaya, Bhopal, Madhya Pradesh, which was received by the respondent on 18.10.2023. 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.

3. The petitioner has filed notarized copy of certificate dated 23.9.2022 issued by Lok Shikshan Sanchanalaya, Sagar, Madhya Pradesh granting recognition to the petitioner institution for the academic year 2024-25.

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 833 students, 89 students were from the Jain minority community, in the year 2022-23, out of 913 students, 87 students were from the Jain minority community and in the year 2023-24, out of 992 students, 89 students were from the Jain minority community.

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

8. Office has reported that the school is mentioned to be run by society as per MSC application but Unique ID shows it as Trust. As per Col. No. 1(a), MSC application the details given in form should match with the correspondent details of NGO Darpan. The Certificate of Registration mentions the name of the Society as "Shri Parswanath Brahmachary Ashram (Jain Gurukul) but in the Unique ID the name is mentioned as "Shri Parasnath Brahamcharya Ashram Jain Gurukul". Learned counsel for the petitioner has submitted that the petitioner institution is run by the Society and the Registration Number of the Society mentioned in the Unique ID matches with the Certificate of Registration of Society. He is directed to submit updated copy of the Unique ID.

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

10. List on 21.8.2024.

**DR. SHAHID AKHTER
MEMBER**