

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

Jain Mission Vidhyalaya Nursery and Primary School, No. 133. Anna Pillai, Street, Chennai, Tamil Nadu.

V/s.

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

Case No. 107 of 2019

14.05.2024

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

1. Despite sending letter by post to the Chief Secretary, State of Tamil Nadu and reminder letter by post and email to the 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. 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 28.08.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

**St. Anne's Matriculation Higher Secondary School, J.N. Road,
Behind R.C. Church, Thiruvallur, Thiruvallur District, Tamil Nadu -
602001.**

Vs.

**Principal Secretary, School Education Department, Government of
Tamil Nadu, Fort St. George, Secretariat, Chennai, Tamil Nadu – 9.**

Case No. 826 of 2019

14.05.2024

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

1. Learned counsel for the petitioner again prayed for time to file updated Recognition certificate issued by Competent Authority State of Tamil Nadu. In the interest of justice, time prayed for is allowed.

List on 28.08.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

St. Anne's Matriculation Higher Secondary School, No. 495, T.H. Road, Ramana Nagar, B.D. Office, Minjur, Ponneri T.K., Thiruvallur District, Tamil Nadu - 601203.

Vs.

Principal Secretary, School Education Department, Government of Tamil Nadu, Fort St. George, Secretariat, Chennai, Tamil Nadu – 9.

Case No. 827 of 2019

14.05.2024

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

1. Learned counsel for the petitioner again prayed for time to file updated Recognition certificate issued by Competent Authority State of Tamil Nadu. In the interest of justice, time prayed for is allowed.

List on 28.08.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Dheeraj International School, Plot No. 1, Sector 10, 1 Atal Bihari
Vajpayee Marg, PCNDTA, Bhosari, Pune, Maharashtra**

Vs.

**Joint Secretary, Minorities Development Deptt, Mantralaya (Annexe),
Mumbai, Maharashtra.**

Case No. 77 of 2020

14.05.2024

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

1. Though the case was listed for final arguments but due to forthcoming parliamentary elections to be held in the State of Maharashtra almost all staff are busy in preparations for conducting fair and smooth elections. One more opportunity is granted to the members of the physical inspection committee for filing physical inspection report. Before passing the final order in this case it would be proper to obtain proper physical inspection report from the physical inspection committee.
2. Learned counsel for the petitioner submitted that the members of the physical inspection committee have already inspected their institution.
3. Secretary of the Commission directed to send final reminder letter to the Chief Secretary, State of Maharashtra to direct the members of the inspection committee to send the inspection report positively before next date of hearing.
4. Office is directed to send final reminder by post and also by email to the members of Physical Inspection Committee, for sending the original inspection report positively before next date of hearing.
5. If the physical inspection report is not received then the case will be proceeded ex-parte against the respondent.
6. Office is also directed to provide a copy of the final reminder letter to the learned counsel for the petitioner.

Re-notify the case for the further arguments on 10.07.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Madarsa Farooqiya, Gram Chitbishram Gramsabha Baradeehpost,
Ahraura District Mirzapur, Uttar Pradesh - 231301.**

Vs

- 1. Principal Secretary, Deptt. of School of Education, Govt. of UP,
Bahu Khandi Secretariat, Lucknow.**
- 2. Additional Chief Secretary, Department of School Education ,
Govt. of U.P. Bahu Khandi, Secretariat, Lucknow, UP- 226001.**
- 3. Additional Chief Secretary, Minority Welfare and Waqf
Department, Bahu Khandi, Secretariat, Lucknow, UP- 226001.**

Case No. 114 of 2021

14.05.2024

Present: None.

1. Though the case was listed for final arguments, none appeared on behalf of both the parties, even in the second round.

2. It transpires from the record that some variance was observed in the physical inspection report. The members of the physical inspection committee stated in their report that on the day of inspection Madarsa was closed

3. In physical inspection report, member of the physical inspection committee have supplied the information that the total number of students and teachers for the last academic session 2022-2023. The question which arises for consideration is that when the Madarsa was closed then how total number of students were verified by the physical inspection committee.

4. Before passing the final order in this case it would be proper to obtain correct physical inspection report from the physical inspection committee.

5. Office is directed to send a letter by post and also by email to the members of Physical Inspection Committee enclosing therewith the prescribed format as prescribed by the commission with a direction to re-inspect the petitioner institution and submitting the original inspection report positively before next date of hearing.

6. Office is also directed to write letter to the petitioner to file updated Recognition issued by the Competent Authority State of Uttar Pradesh.

In the interest of justice, list on 28.08.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Madarsa Rabiya Basari, Gram Manikpur, Post - Ahraura, District -
Mirzapur, Uttar Pradesh - 231301.**

Vs.

- 1. Principal Secretary, Deptt. Of School of Education, Govt. of UP,
Bahu Khandi Secretariat, Lucknow.**
- 2. 2. Additional Chief Secretary, Department of School Education,
Govt. of U.P., Bahu Khandi, Secretariat, Lucknow, U.P. - 226001.**
- 3. Additional Chief Secretary, Minority Welfare and Waqf
Department, Bahu Khandi, Secretariat, Lucknow, UP- 226001.**

Case No. 115 of 2021

14.05.2024

Present: None.

1. Though the case was listed for final arguments, none appeared on behalf of both the parties, even in the second round.

2. It transpires from the record that some variance was observed in the physical inspection report. The members of the physical inspection committee stated in their report that on the day of inspection Madarsa was closed and local people intimated that the Madarsa was shifted to another place.

3. In physical inspection report, member of the physical inspection committee have supplied the information that the total number of students and teachers for the last academic session 2022-2023. The question which arises for consideration is that when the Madarsa was closed then how total number of students were verified by the physical inspection committee.

4. Before passing the final order in this case it would be proper to obtain correct physical inspection report from the physical inspection committee.

5. Office is directed to send a letter by post and also by email to the members of Physical Inspection Committee enclosing therewith the prescribed format as prescribed by the commission with a direction to re-inspect the petitioner institution and submitting the original inspection report positively before next date of hearing.

6. Office is also directed to write letter to the petitioner to file updated Recognition issued by the Competent Authority State of Uttar Pradesh.

In the interest of justice, list on 28.08.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Madarsa Tahzibul Islam, Moh - Patwatola, Ahraura, Distt. - Mirzapur,
U.P. - 231301.**

Vs.

- 1. Principal Secretary, Deptt. Of School of Education, Govt. of UP,
Bahu Khandi Secretariat, Lucknow.**
- 2. Additional Chief Secretary, Department of School Education,
Govt. of U.P., Bahu Khandi, Secretariat, Lucknow, U.P. - 226001.**
- 3. Additional Chief Secretary, Minority Welfare and Waqf
Department, Bahu Khandi, Secretariat, Lucknow, UP- 226001.**

Case No. 116 of 2021

14.05.2024

Present: None.

1. Though the case was listed for final arguments, none appeared on behalf of both the parties, even in the second round.

2. It transpires from the record that some variance was observed in the physical inspection report. The members of the physical inspection committee stated in their report that on the day of inspection Madarsa was closed

3. In physical inspection report, member of the physical inspection committee have supplied the information that the total number of students and teachers for the last academic session 2022-2023. The question which arises for consideration is that when the Madarsa was closed then how total number of students were verified by the physical inspection committee.

4. Before passing the final order in this case it would be proper to obtain correct physical inspection report from the physical inspection committee.

5. Office is directed to send a letter by post and also by email to the members of Physical Inspection Committee enclosing therewith the prescribed format as prescribed by the commission with a direction to re-inspect the petitioner institution and submitting the original inspection report positively before next date of hearing.

6. Office is also directed to write letter to the petitioner to file updated Recognition issued by the Competent Authority State of Uttar Pradesh.

In the interest of justice, list on 28.08.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Preeti Shimmar, D/o. Sh. Satvir Singh, R/o H.No. 111, Nizam Pur
Rashid Pur, Nizam Pur, Delhi - 81.**

- Applicant

Vs.

**1. The Chairman, Sukho Khalsa Sr. Sec. School, Jail Road, Janak
Puri, New Delhi - 110058.**

- Respondent No. 1

**2. The Assistant Director of Education (Act), Govt. of NCT Delhi, Old
Secretariat, New Delhi – 110054**

- Respondent No. 2

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

Misc. Case No. 23 of 2022

14.05.2024

Present: Mr. Aditya, Advocate for the petitioner.

Ms. Avneet Kaur, Advocate for respondent No.1

None for respondent No.2.

1. Mr. Aditya, Advocate appeared on behalf of the petitioner and prayed for time to file his Vakalatnama and also rejoinder. In the interest of justice, last and final opportunity is granted to file rejoinder.

In the interest of justice, list on 28.08.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Saint John School, Alampur, Pipariya, Khutar Road, Banda, Powayan,
Shahjahanpur, Uttar Pradesh- 242 042.**

Vs.

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

Case No. 188 of 2023

14.05.2024

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**

Doon International School, 392, Ratan Lal Nagar, Kanpur, Uttar Pradesh- 208 022.

Vs.

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

Case No. 256 of 2023

14.05.2024

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

1. Mr. Rakesh Kumar Singh, District Collector, Kanpur has sent by post physical inspection report along with covering letter dated 15.03.2024, which was received in the Commission's Office on dated 28.03.2024 and is taken on record.
2. Same report has been received from email on March, 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 which are already on record.

In the interest of justice, now, fix the case for final arguments on 22.08.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

**IPS Academy, Bilidoz, Old Ranappur Road, Near Natural Residency,
Jhabua, Madhya Pradesh- 457 661.**

Vs.

**Secretary, Backward Classes and Minority Welfare Department,
Government of Madhya Pradesh, Room No. 339, Mantralaya,
Bhopal, Madhya Pradesh.**

Case No. 257 of 2023

14.05.2024

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

1. Physical Inspection Report dated 28.02.2024 received from Assistant Director, Backward Classes and Minority Welfare, Jhabua on 05.03.2024, which is taken on record.
2. It transpires from the physical inspection report that there is a variance of the students from the application submitted by the petitioner institution and the report submitted by the members of the physical inspection committee.
3. Learned counsel for the petitioner submitted that members of the physical inspection committee have not mentioned other minority students in the petitioner institution.
4. Office is directed to send a letter to the member of the physical inspection committee to re-inspect the petitioner institution mentioning therein total numbers of students including non-minority students in the petitioner institution and submit the report before next date of hearing.
5. Office is directed to furnish the copy of the letter to the learned counsel for the petitioner.

In the interest of justice, list on 28.08.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Ahmad Noor Memorial H.S. School, Vijay Place, Manik Bagh Road,
Indore, Madhya Pradesh- 452 014.**

Vs.

**Secretary, Backward Classes and Minority Welfare Department,
Government of Madhya Pradesh, Room No. 339, Mantralaya,
Bhopal, Madhya Pradesh.**

Case No. 263 of 2023

14.05.2024

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

1. An internal communication received by post on 09.04.2024 from Assistant Director, Backward Classes and Minority Welfare Department, District Indore, Madhya Pradesh, which is taken on record. It is stated therein that petitioner institution did not furnish the information as required.
2. Office is directed to provide a 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 proper 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 duly signed by all the three members of the physical inspection committee positively before next date of hearing.

In the interest of justice, list on 28.08.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

**St. Aloysius English Medium School CBSE, Janum Angara, Ranchi
District, Jharkhand- 836 103.**

Vs.

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

Case No. 305 of 2023

14.05.2024

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

1. Despite sending letter by post and email to the members of Physical Inspection Committee, no response/ physical inspection report received from the Physical Inspection Committee till now.
2. Office is directed that if Physical Inspection Report is not received, then send reminder 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 28.08.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

**St. Joseph's Industrial School, Kumananchavadi, Poonamallee,
Chennai, Tamil Nadu- 600 056.**

Vs.

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

Case No. 306 of 2023

14.05.2024

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

1. An internal communication dated 22.02.2024, which is in Tamil language and copy thereof received by post, before the Commission's Office on dated 05.03.2024 and is taken on record.
2. Office is directed to furnish the copy of the same to the learned counsel for the petitioner for filing notarized English translation of the said letter.
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 28.08.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

**St. Joseph's Industrial School, 100, Portuguese Church Street,
George Town, Chennai, Tamil Nadu- 600 001.**

Vs.

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

Case No. 307 of 2023

14.05.2024

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

1. An internal communication dated 22.02.2024, which is in Tamil language and copy thereof received by post, before the Commission's Office on dated 05.03.2024 and is taken on record.
2. Office is directed to furnish the copy of the same to the learned counsel for the petitioner for filing notarized English translation of the said letter.
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 28.08.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Our Lady of Fatima Convent School, Chaura Seel Road,
AssarpurBudhanpur, Patiala, Punjab-147 021.**

Vs.

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

Case No. 308 of 2023

14.05.2024

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

1. Despite sending letter by post and email to the members of Physical Inspection Committee, no response/ physical inspection report received from the Physical Inspection Committee till now.
2. Learned counsel for the petitioner submitted that the members of the physical inspection committee have already inspected their institution and sent their report last week but not received the same till now.
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 28.08.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

Mother of Hope Primary School, Vapi, Valsad, Gujarat - 396191.

Vs.

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

Case No. 320 of 2023

14.05.2024

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

None for the respondent.

1. District Collector, Valsad has sent by post physical inspection report along with covering letter dated 02.05.2024 on 07.05.2024, which is taken on record.
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 27.08.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

St. Mary's High School, Chanod, Vapi, Valsad, Gujarat - 396195.

Vs.

**Deputy Director, Directors of Schools, Old Sachivalaya, Block 9/1,
Gandhinagar, Gujarat.**

Case No. 321 of 2023

14.05.2024

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

None for the respondent.

1. District Collector, Valsad has sent by post physical inspection report along with covering letter dated 02.05.2024 on 07.05.2024, which is taken on record.

2. A communication has been received by post from Deputy Director (Secondary) Gujarat State, Gandhinagar on 19.03.2024, which is taken on record.

3. Office is directed to provide a copy of the letter 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. Mary's Primary School, Chanod, Vapi, Valsad, Gujarat - 396195.

Vs.

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

Case No. 322 of 2023

14.05.2024

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

None for the respondent.

1. District Collector, Valsad has sent by post physical inspection report along with covering letter dated 02.05.2024 on 07.05.2024, which is taken on record.

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 27.08.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

Sana Smart Matriculation School, No. 13/3B, Perambur High Road, First Street, Jamalia, Chennai, Tamil Nadu- 600 012.

Vs.

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

Case No. 93 of 2024

14.05.2024

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 28.08.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

St. Michael's Primary School, Vethakarankudiyiruppu, Edalakudy Post, Agasteeswaram T.K., Nagercoil, Kanyakumari District, Tamil Nadu- 629 002.

Vs.

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

Case No. 94 of 2024

14.05.2024

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

1. A communication dated 24.04.2024 has been received along with Counter Affidavit on 07.05.2024 by post from Director of Private Schools, Valagam Chennai, which is taken on record.
2. On 07.05.2024, Director of Elementary Education, Chennai has sent by post a letter dated 17.04.2024 enclosed therewith four sets of Counter Affidavit, which were received in the Commission's Office and are taken on record.
3. Office is directed to provide a copy of the Counter Affidavits to the learned counsel for the petitioner for filing rejoinder if any.

In the interest of justice, list on 28.08.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

St. Michael's High School, Vethakarankudiyiruppu, Edalakudy Post, Agasteeswaram T.K., Nagercoil, Kanyakumari District, Tamil Nadu- 629 002.

Vs.

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

Case No. 95 of 2024

14.05.2024

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. An internal communication has been received by post from Deputy Secretary to Government, Tamil Nadu, School Education Department, Chennai on 18.03.2024, which is taken on record.
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 28.08.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

14.5.2024

IPS Academy College of Law, Sanwer, Indore District, Madhya Pradesh.

Vs.

**Secretary, Backward Classes and Minority Welfare Department,
Government of Madhya Pradesh, Room No. 339, Mantralaya, Bhopal,
Madhya Pradesh.**

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

An application has been received by hand on 1.5.2024 from IPS Academy College of Law, Sanwer, Indore District, Madhya Pradesh for grant of minority status certificate. It be registered.

2. It transpires from the petition that on 8.11.2023, 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, Room No. 339, Mantralaya, Bhopal, Madhya Pradesh, which was received by the respondent on 8.11.2023. 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 letter dated 30.5.2023 issued by Bar Council of India granting approval of affiliation to the petitioner institution for the academic year 2023-24.

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 Education).

6. During the academic year 2023-24, out of 09 students, only 01 student is from the Jain minority community.

7. It transpires that the amendment in the Memorandum of Association 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 seal has not affixed in the declaration part in MSC application format. Learned counsel for the petitioner has submitted that the declaration part has been signed by Shri Achal Choudhary Jain, President of Indo Education and Services Society in the letterhead of the society. Leaned counsel for the petitioner is directed to affix stamp in declaration part in the application format in future. This case may not be treated as precedence in future.

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

10. List on 22.8.2024.

**DR. SHAHID AKHTER
MEMBER**

MD

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

14.5.2024

St. Elizabeth English Medium School, Ponganamkad, Kurichikkara P.O., Thrissur District, Kerala- 680 028.

Vs.

Secretary, General Education Department, Government of Kerala, Thiruvananthapuram, Kerala.

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

An application has been received by hand on 2.5.2024 from St. Elizabeth English Medium School, Ponganamkad, Kurichikkara P.O., Thrissur District, Kerala- 680 028 for grant of minority status certificate. It be registered.

2. It transpires from the petition that on 13.2.2019, the petitioner institution has applied for grant of No Objection Certificate to the then State Competent Authority i.e. Secretary, General Education Department, Government of Kerala, Thiruvananthapuram, Kerala. Subsequently, an application for grant of minority status certificate was submitted before the Commission, which was registered as Case No. 304 of 2020 and the Commission disposed of the case vide its order dated 5.10.2021. Pursuant to the order passed by the Commission, the Director, Directorate of Minority Welfare, Government of Kerala granted No Objection Certificate to the petitioner institution vide Order No. 4807/MSC/022/DMW dated 20.2.2024.

3. The petitioner has filed downloaded copy of letter dated 1.10.2020 issued by CBSE granting affiliation to the petitioner institution for the period 1.4.2021 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 (Secondary).

6. During the academic year 2021-22, out of 421 students, 242 students were from the Christian minority community, in the year 2022-23, out of 424 students, 260 students were from the Christian minority community and in the year 452 students, 276 students were from the Christian minority students.

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 has reported that as per GBR, the signatory authorized is "Sr. Thresiamma Varkey but in declaration "Sr. Thresiamma" has signed.

9. 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.

10. The petition is disposed of as withdrawn. Office is directed to return original set, envelope and postage charges to the learned counsel for the petitioner after retaining its copy. Record of Case No. 304 of 2020 be tagged with the record of this case.

**DR. SHAHID AKHTER
MEMBER**

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

14.5.2024

Zion International Public School, Zion Avenue, Punthur, Mappedu, Chennai, Kanchipuram, Tamil Nadu- 600 126.

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 2.5.2024 from Zion International Public School, Zion Avenue, Punthur, Mappedu, Chennai, Kanchipuram, Tamil Nadu- 600 126 for grant of minority status certificate. It be registered.

2. It transpires from the petition that on 30.6.2023, 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 4.7.2023. 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 copy of letter dated 7.5.2021 issued by CBSE granting affiliation to the petitioner institution for the period 1.4.2021 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).

6. During the academic year 2021-22, out of 3222 students, 1252 students were from the Christian minority community, in the year 2022-23, out of 3484 students, 1325 students were from the Christian minority community and in the year 4173 students, 1563 students were from the Christian minority students.

7. It transpires that the amendment in the Memorandum of Association 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 number of teachers dipped abruptly in 2023-24 from 185 to 22.

9. 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.

10. The petition is disposed of as withdrawn. Office is directed to return original set, envelope and postage charges to the learned counsel for the petitioner after retaining its copy.

**DR. SHAHID AKHTER
MEMBER**

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

14.5.2024

Sir Syed National School, Village Jaula, Tehsil Budhana, District Muzaffar Nagar, Uttar Pradesh- 110 025.

Vs.

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

Present: Ms. Shanezahra Rizvi, Advocate for the petitioner.

An application has been received by hand on 2.5.2024 from Sir Syed National School, Village Jaula, Tehsil Budhana, District Muzaffar Nagar, Uttar Pradesh- 110 025 for grant of minority status certificate. It be registered.

2. It transpires from the petition that on 6.12.202, the petitioner institution has applied for grant of No Objection Certificate to the State Competent Authority i.e. Additional Chief Secretary, Department of Secondary Education, Government of Uttar Pradesh, Bapu Bhawan, 7th Floor, Lucknow, Uttar Pradesh, which was received by the respondent on 9.11.2022. 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 copy letter dated 12.5.2017 issued by District Basic Education Officer, Muzaffarnagar granting recognition to the petitioner institution from 28.3.2017 to 27.3.2020.

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

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

6. It transpires that the Trust Deed of the petitioner trust was registered 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.

7. Office has reported that updated recognition certificate needs to be filed. The petitioner has not supplied students' details of last three academic years against Col. No. 6(a). The affidavit has not been attested by the Notary Public. Also, the petitioner has not filed original 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 original set, envelope and postage charges to the learned counsel for the petitioner after retaining its copy. Record of Case No. 251 of 2019 be tagged with the record of this case.

**DR. SHAHID AKHTER
MEMBER**