

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

**St. Joseph's Women's College of Education, Jayamatha Nagar,
Jolarpettai, Vellore District, Tamil Nadu - 635851.**

Vs.

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

Case No. 188 of 2020

02.05.2024

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

1. Learned counsel for the petitioner filed by hand three documents before the Commission's Office on dated 18.04.2024, which are taken on record.
2. In compliance of the Commission's earlier Order, a communication dated 14.02.2024 received on 22.02.2024 by post from Principal Secretary to Government, Higher Education Department, Chennai, which is taken on record. It is mentioned therein that St. Joseph's Women's College of Education has not applied so far for seeking minority status to their college.
3. I have heard learned counsel for the petitioner on application u/o VI rule 17 CPC read with section 12 (2) of NCMEI Act, 2004.
4. Learned counsel for the petitioner stated that at the time of filing the MSC petition dated 06.02.2020 before the Commission, he wrongly ticked the option in Column No.3 that the MSC application is pending before the State Competent Authority whereas no such application is pending before the said authority. He prayed to accept the said application. He has also filed an affidavit of Sr. M. Arockiam.
5. Office have sent notice of this application to the respondent and also asked specifically that whether the petitioner has filed any application or grant of MSC before the State Competent Authority or not. In response to the notice sent by the Commission, the State Competent Authority has replied through letter dated 14.02.2024 that the petitioner institution has not applied so far for seeking Minority Status. So, it is clear that petitioner has not filed any application for grant of MSC before them.
6. In the facts and circumstances of the case and for the reasons mentioned in the application and the reply of the respondent, the application for amendment is hereby allowed.
7. Despite giving regd. notice to the respondent, no reply is received from the State Competent Authority so far.
8. 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: -

Contd....2/-

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

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

10. 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.

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

12. 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 14.08.2024.

DR. SHAHID AKHTER
MEMBER

SR

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

Little Flower School, Telco Colony, Jamshedpur District, Jharkhand - 831004.

Vs.

Director, Secondary Education, Department of School Education & Literacy, Government of Jharkhand, MDI Building, S.E & L. Department, Behind Project Bhawan, Post - Dhurwa, District - Ranchi - 834004

Case No. 02 of 2021

02.05.2024

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

1. Though the case was fixed for the final argument. It transpires from the record that NOC application was filed on 14.08.2020 and the date mentioned in amended MOA is 24.11.2020. It clearly reflects that at the time of filing NOC the beneficiary clause was not there.
2. Learned Counsel for the petitioner seeks time to take instructions from his client.

In the interest of justice, list on 16.05.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Nazia Girls Junior High School, Laliyana, Meerut, Uttar Pradesh -
246731**

V/s.

- 1. Additional Chief Secretary, Department of School Education,
,Government of Uttar Pradesh, Bahu Khandi, Secretariat,
Lucknow, Uttar Pradesh – 226001.**
- 2. Additional Chief Secretary, Department of Secondary
Education, Babu Bhawan, 7th Floor, Lucknow - 226001.**

Case No. 66 of 2022

02.05.2024

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 14.08.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

**St. Joseph's Nursery and Primary School, Koothavakkam, OMR,
Thiruporur Kancheepuram District, Tamil Nadu - 603104.**

Vs.

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

Case No. 156 of 2022

02.05.2024

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 Tamil Nadu and members of the physical inspection committee, we have not received any reply/ physical inspection report 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
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 14.08.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

**St. Joseph's Higher Secondary School, Kovalam P.O., Chengalpet,
Kancheepuram, Tamil Nadu – 603 112.**

V/s.

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

Case No. 242 of 2022

Date: 02.05.2024

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

1. On 31.03.2023, physical inspection report has been received by post alongwith covering letter dated 21.03.2023. In the said report, members of the committee intimated the Commission that the petitioner institution is partly aided and have not recommended for issuance of minority status certificate to the petitioner institution.
2. On 01.08.2023, the Under Secretary(MC), Minority Cell, Department of Higher Education, Ministry of Education, Government of India has forwarded a letter dated 18.07.2023 of District Educational Officer (Secondary), Chengalpattu alongwith physical inspection report, wherein members of physical inspection committee have recommended for grant minority status certificate to the petitioner institution. It is also stated therein that the petitioner institution is aided (VI-VIII) and (IX-XII) Unaided.
3. It transpires from the prescribed format of application for grant of minority status certificate that the petitioner institution is an aided institution.
4. Learned counsel for the petitioner submitted that in Col. No. 11 of the said format there is only two options available i.e. Aided & Unaided. Therefore, he has not mentioned "partly aided" in Col. No. 11.
5. Office is directed to issue letter to members of physical inspection committee with the direction to send correct physical inspection report in respect of the petitioner institution on or before the next date of hearing.
6. List on 20.08.2024.

**DR. SHAHID AKHTER
MEMBER**

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

Muhyiddeen Matriculation Higher Secondary School, 141, Keela Nainar Street, Kayalpatnam, Thoothukudi District, Tamil Nadu 628 204.

Vs.

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

Case No. 52 of 2023

02.05.2024

Present: Mr. Junais P., 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**

Integral Degree College, Saifini, Rampur, Uttar Pradesh- 244 922.

Vs.

**Additional Chief Secretary, Department of Secondary Education,
Government of Uttar Pradesh, Bahu Khandi, Secretariat, Lucknow,
Uttar Pradesh- 226 001.**

Case No. 53 of 2023

02.05.2024

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

1. District Collector Rampur has sent by post physical inspection report along with covering letter dated 19.01.2024, which was received before the Commission's Office on dated 05.03.2024 and is taken on record.

2. Learned Counsel for the petitioner submitted that the petitioner has filed certified copies of all the relevant documents which are already on record.

In the interest of justice, now, fix the case for final arguments on
08.08.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

**H. A. English School, Near Ashiana Colony, Bisra, Sundargarh,
Orissa- 770 036.**

Vs.

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

Case No. 54 of 2023

02.05.2024

Present: Mr. Junais P., 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 14.08.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

**St. Anne's Academy Matriculation School, Vembarpatti P.O.,
Dindigul District, Tamil Nadu- 624 308.**

Vs.

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

Case No. 65 of 2023

02.05.2024

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

1. Learned counsel for the petitioner filed an application under Order VIII Rule 9 of 151 of C.P.C. read with Section 12 of the NCMEI Act, 2004, to accept the Rejoinder Affidavit. He has also submitted a copy of the same application along with an envelope and postal stamp, before the Commission's Office on dated 24.04.2024, which are taken on record.

4. Office is directed to issue notice of the above application to the respondent by regd. A.D. and email.

In the interest of justice, list on 14.08.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Samford International Academy, Dahitand, Jaridih, Jainamore,
Bokaro, Jharkhand - 829301.**

Vs.

**The Director, Primary Education, Department of School Education &
Literacy S.E & L. Department, MDI Building, Post - Dhurwa, District -
Ranchi, Jharkhand - 834004.**

Case No. 121 of 2023

02.05.2024

Present: Mr. Junais P., 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 14.08.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

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

Vs.

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

Case No. 126 of 2023

02.05.2024

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

None for the respondent.

1. A combined covering letter dated February, 2024 for three institutions along with physical inspection report of St. Mary's English School, Berigai Road, Schoolagiri received by post from members of the Physical Inspection Committee on 20.02.2024, which is taken on record.
2. A communication dated 16.04.2024 received on 22.04.2024 from District Backward Classes and Minorities Welfare Officer, Krishnagiri, Tamil Nadu, 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 08.08.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

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

Vs.

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

Case No. 170 of 2023

02.05.2024

Present: Mr. Tariq Adeb, 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. Office is directed that if Physical Inspection Report is not received, then send reminder letter by post and also by email to the members of Physical Inspection Committee, for sending the original inspection report positively before next date of hearing.
3. Learned Counsel for the petitioner prayed for time to file updated recognition order issued by the State Examination Board. In the interest of justice, time prayed for is allowed.

List on 14.08.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

**Ayaan Institute of Medical Sciences (Ayaan College of Nursing,
V.P.O Bhogiwala, District - Malerkotla, Punjab- 148 019.**

Vs.

**The Additional Chief Secretary, Educational Language Punjab, Civil
Secretariat-II, Sector-9A, Chandigarh.**

Case No. 249 of 2023

02.05.2024

Present: Ms. Shanezahra Rizvi, Advocate for the petitioner.
None for the respondent.

1. Learned Counsel for the petitioner filed by hand Vakalatnama on behalf of the petitioner institution, before the Commission's Office on dated 05.03.2024, 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**

**Loyola English Medium School, Tenughat Gomia, Bokaro,
Jharkhand-829112**

V/s

**Director, Primary Education, Department of School Education &
Literacy, 3 rd Floor, MDI Building, S.E. & L Department, Behind
Project Bhawan, Post – Dhurwa, District Ranchi, Jharkhand-834004**

Case No. 274 of 2023

02.05.2024

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.
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 14.08.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

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

Vs.

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

Case No. 275 of 2023

02.05.2024

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

None for the respondent.

1. A combined covering letter dated February, 2024 for three institutions along with physical inspection report of Asian Christian High School, Jeemangalam received by post from members of the Physical Inspection Committee on 20.02.2024, which is taken on record.
2. A communication dated 16.04.2024 received on 22.04.2024 from District Backward Classes and Minorities Welfare Officer, Krishnagiri, Tamil Nadu, 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 13.08.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

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

Vs.

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

Case No. 276 of 2023

02.05.2024

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

1. District Education Officer, Godhra has sent post physical inspection report along with covering letter dated 19.02.2024 and Annexure -1, which was received in the Commission's Office on dated 22.02.2024 and is taken on record. Annexure -1 is in Gujarati language.
2. Members of Physical Inspection Committee has specifically mentioned against the Col. No. 12 Recommended for grant of MSC: "No" and in Col. No. 13 remarks: "the certificate issuing authority has declined to give permission on ground as per Annexure -1 which is in Gujarati language..
3. Office is directed to provide the copy of the physical inspection report along with Annexure -1 to the learned counsel for the petitioner. He is directed to file English the translated copy of Annexure-1, duly notarized by the notary public.

In the interest of justice, list on 11.07.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

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

Vs.

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

Case No. 277 of 2023

02.05.2024

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

1. Learned counsel for the petitioner filed by hand six documents before the Commission's Office on dated 24.04.2024, which are taken on record.
2. 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 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 14.08.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

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

Vs.

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

Case No. 278 of 2023

02.05.2024

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.
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 14.08.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

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

Vs.

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

Case No. 82 of 2024

02.05.2024

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 14.08.2024.

**DR. SHAHID AKHTER
MEMBER**

SR

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

2.5.2024

Grace Modern Junior High School, 110, Agha Colony, Civil Lines, Sitapur, Uttar Pradesh- 261 001.

Vs.

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

Present: Mr. Vinay Kumar Mishra, Advocate for the petitioner.

An application has been received by hand on 18.4.2024 from Grace Modern Junior High School, 110, Agha Colony, Civil Lines, Sitapur, Uttar Pradesh- 261 001 for grant of minority status certificate. It be registered.

2. It transpires from the petition that on 30.11.2023, 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, Babu Bhawan, 7th Floor, Lucknow, Uttar Pradesh- 226 001, which was received by the respondent on 4.12.2023. 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. The petitioner has not annexed copy of the said application with the petition.

3. The petitioner has filed copy of the letter dated 31.12.2016 issued by the District Basic Education Officer, Sitapur granting recognition to the petitioner institution.

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

5. It also transpires from the petition that the petitioner Institute is an unaided institution (Primary). During the academic year 2021-22, out of 1922 students, 08 students were from the Christian minority community, in the year 2022-23, out of 2062 students, 04 students were from the Christian minority community and in the year 2023-24, out of 2067 students, 08 students were from the Christian minority community.

6. Office has reported that the application is not made in the prescribed format. Also, the percentage of Christian students is less than 1%.

7. Learned counsel for the petitioner has prayed for time to clarify the above fact. Time prayed for is allowed.

8. Learned counsel for the petitioner wants to file written arguments. He is directed to file the same before the Commission's office today itself.

9. In the interest of justice, list on 14.8.2024. Record of Case No. 141 of 2024 be tagged with the record of this case.

**DR. SHAHID AKHTER
MEMBER**

MD

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

2.5.2024

Vibgyor Roots and Rise, Panathur Main Road, Panathur Post, Bangalore, Karnataka-560 103.

Vs.

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

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

An application has been received by hand on 22.4.2024 from Vibgyor Roots and Rise, Panathur Main Road, Panathur Post, Bangalore, Karnataka- 560 103 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. Additional Chief Secretary, Education Department (Higher Education), Government of Karnataka, Sixth Floor, Multi Storeyed Building, Bengaluru, Karnataka- 560 001, 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 already filed the proof of delivery of track consignment to the respondent.

4. The petitioner has filed notarized copy of letter dated 21.7.2023 issued by CBSE granting affiliation to the petitioner institution for the period 1.4.2024 to 31.3.2029. The Petitioner has also 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). During the academic year 2021-22, out of 973 students, 04 students were from the Parsee Minority Community, in the year 2022-23, out of total 767 students, 08 students were from the Parsee Community and in the year 2023-24, out of 613 student, 08 students were from the Parsee Minority Community.

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 while the institution is run by Meerabo Global Foundation but declaration is signed in capacity of Trustee of "Empire Foundation". The affidavit has been made at Karnataka and verified too at Karnataka but the same is notarized at Maharashtra. Welfare stamp of Rs. 1 only is affixed on Vakalatnama. .

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**

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

2.5.2024

Vibgyor Roots and Rise, Doddanekundi Village, Mahadevapura Post, K.R. Puram Hobli, Bangalore, Karnataka- 560 037.

Vs.

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

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

An application has been received by hand on 22.4.2024 from Vibgyor Roots and Rise, Doddanekundi Village, Mahadevapura Post, K.R. Puram Hobli, Bangalore, Karnataka- 560 037 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. Additional Chief Secretary, Education Department (Higher Education), Government of Karnataka, Sixth Floor, Multi Storeyed Building, Bengaluru, Karnataka- 560 001, 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 already filed the proof of delivery of track consignment to the respondent.

4. The petitioner has filed notarized copy of the order dated 24.7.2023 issued by CBSE granting affiliation to the petitioner institution for the period 1.4.2024 to 31.3.2029.

5. 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.

6. It also transpires from the petition that the petitioner Institute is an unaided institution (Secondary). During the academic year 2021-22, out of 1302 students, 07 students were from the Parsee Minority Community, in the year 2022-23, out of total 1183 students, 11 students were from the Parsee Community and in the year 2023-24, out of 1246 student, 16 students were from the Parsee Minority Community.

7. 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.

8. Office has reported that Welfare stamp of Rs. 1 only is affixed on Vakalatnama. Learned counsel for the petitioner is directed to affix additional stamp on the Vakalatnama.

9. Learned counsel for the petitioner has prayed for time to file fresh affidavit. Time prayed for is allowed.

10. 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.

11. List on 14.8.2024.

**DR. SHAHID AKHTER
MEMBER**

MD

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

2.5.2024

Vibgyor High, No. 52/6, 53/5D, 53/5C, 24th Main Road, 2nd Sector, H.S.R. Layout, Haralakunte Village, Gegur Hobli, Bengaluru, Karnataka- 560 102.

Vs.

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

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

An application has been received by hand on 22.4.2024 from Vibgyor High, No. 52/6, 53/5D, 53/5C, 24th Main Road, 2nd Sector, H.S.R. Layout, Haralakunte Village, Gegur Hobli, Bengaluru, Karnataka- 560 102 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. Additional Chief Secretary, Education Department (Higher Education), Government of Karnataka, Sixth Floor, Multi Storeyed Building, Bengaluru, Karnataka- 560 001, 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 already filed the proof of delivery of track consignment to the respondent.

4. The petitioner has filed notarized copy of order dated 3.8.2021 issued by Deputy Director of Public Instructions, Bangalore South District granting affiliation to the petitioner institution for three years.

5. 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.

6. It also transpires from the petition that the petitioner Institute is an unaided institution (Primary). During the academic year 2021-22, out of 697 students, 05 students were from the Parsee Minority Community, in the year 2022-23, out of total 817 students, 09 students were from the Parsee Community and in the year 2023-24, out of 875 student, 10 students were from the Parsee Minority Community.

7. 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.

8. Office has reported that Welfare stamp of Rs. 1 only is affixed on Vakalatnama. Learned counsel for the petitioner is directed to affix additional stamp on the Vakalatnama.

9. Learned counsel for the petitioner has prayed for time to file fresh affidavit. Time prayed for is allowed.

10. 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.

11. List on 14.8.2024.

**DR. SHAHID AKHTER
MEMBER**

MD