

GOVERNMENT OF BHARAT
NATIONAL COMMISSION FOR MINORITY
EDUCATIONAL INSTITUTIONS

R.C.M. High School, Nehru Nagar, Walajabad, District
Kancheepuram, Tamil Nadu-631605

V/s

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

Case No. 206 of 2020

16.05.2024

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

1. In compliance of the Commission's earlier Order dated 02.04.2024,
learned counsel for the petitioner filed by hand clarification affidavit, before
the Commission's Office on dated 30.04.2024, which is taken on record.

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

DR. SHAHID AKHTER
MEMBER

SR

2

GOVERNMENT OF BHARAT
NATIONAL COMMISSION FOR MINORITY
EDUCATIONAL INSTITUTIONS

Baldwin Opportunity School, No. 3, Rhenius Street, Richmond Town,
Bangalore, Karnataka – 560 025.

V/s.

Additional Chief Secretary, Education Department (Higher
Education), Government of Karnataka, Sixth Floor, MultiStoreyed
Building, Bengaluru, Karnataka – 560 001.

Case No. 241 of 2020

16.05.2024

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

1. Despite sending reminder letter several times to respondent and letter to the Chief Secretary, Government of Karnataka on application filed by the learned counsel for the petitioner under Order VI Rule 17 CPC read with section 12 (2) of NCMEI Act, 2004 to enquire about whether petitioner has ever applied to the state for grant of MSC or not, no reply/response received from them till now.
2. Secretary of the Commission is directed to write a reminder letter to the Chief Secretary, Government of Karnataka with a request to direct the State Competent Authority that whether, petitioner institution has ever applied for grant of MSC before the State of Karnataka or not and also to respondent to file reply/response on the application under Order VI Rule 17 CPC read with section 12 (2) of NCMEI Act, 2004 before the next date of hearing.
3. If reply/ response will not be received on or before next date of hearing the application under Order VI Rule 17 CPC read with section 12 (2) of NCMEI Act, 2004 will be allowed and the matter will be proceeded ex-parte against the respondent.

In the interest of justice, list on 03.09.2024

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

16.05.2024

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

1. Learned counsel for the petitioner filed three documents on dated 21.09.2021 and two documents on dated 10.02.2022. He submitted that the MOA of the petitioner society was amended on 07.03.2017 and again on 24.11.2020, notarized copies of said amended MOA along with list of Governing Body members are already on record.
2. It transpires from the document that MOA was amended on 24.11.2020. Learned counsel for the petitioner submitted that at the time of filing MSC application beneficiary clause was there in the amended MOA.
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
01.08.2024.

DR. SHAHID AKHTER
MEMBER

SR

GOVERNMENT OF BHARAT
NATIONAL COMMISSION FOR MINORITY
EDUCATIONAL INSTITUTIONS

Hakeem Abdul Hameed Unani Medical College & Hospital, 3, Eidgah Road, Dewas, Madhya Pradesh - 455001.

Vs.

Secretary, Backward Classes and Minority Welfare Department, Government of Madhya Pradesh, Room No. 339, Mantralaya, Bhopal, Madhya Pradesh - 462004.

Case No. 239 of 2021

16.05.2024

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

1. Learned counsel for the petitioner filed by hand true notarized copy of permission order of the petitioner institution, before the Commission's Office on dated 10.05.2024, which is taken on record.
2. It transpires from the record that in Column no. 11 of the physical inspection report regarding aided or un-aided is missing. The member of the physical inspection committee has not intimated that whether the petitioner institution is aided or un-aided.
3. Though the case was listed for final arguments. Before passing the final order in this case it would be proper to obtain proper physical inspection report from the physical inspection committee.
4. Office is directed to issue letter to the members of the physical inspection committee with the direction to re-inspect the petitioner institution and submit the information regarding the total number of students and teacher from the academic year 2021 -2024 also direct them to inform whether petitioner institution is aided or un-aided.
5. During the course of arguments, learned counsel for the petitioner submitted that details of students and teachers and other relevant documents were already furnished to the members of the physical inspection committee at the time of physical inspection.
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 approach and provide all the relevant documents to the members of Physical Inspection Committee.

In the interest of justice, list on 06.08.2024.

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

16.05.2024

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

6
GOVERNMENT OF BHARAT
NATIONAL COMMISSION FOR MINORITY
EDUCATIONAL INSTITUTIONS

St. Paul School, Chhibramau, Kannoj, Uttar Pradesh - 209721.

Vs.

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

Case No. 64 of 2023

16.05.2024

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

1. It transpires from the record that the Commission has not constituted physical inspection committee in this case for sending physical inspection report but District Inspector of Schools, Kannauj has sent by post the physical inspection report, wherein authorities has supplied the information regarding total numbers of students and teachers of the petitioner school from the academic session 2019-2022.

2. Though the case was listed for final arguments. Before passing the final order in this case, it would be proper to obtain proper physical inspection report from the physical inspection committee.

3. Office is directed to send a letter by post and also by email to the members of Physical Inspection Committee enclosing therewith the format as prescribed by the commission with a direction to re-inspect the petitioner institution and submit the information regarding the total number of students and teachers from the academic sessions 2019-2024 before next date of hearing.

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

5. Learned counsel for the petitioner is directed to approach and 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. Patrick Academy, Poliganj Village, Post: Majhola, Tehsil
Khatima, District- Udham Singh Nagar, Uttarakhand- 262 302.

Vs.

Incharge Secretary, Higher Education, Uttarakhand Late Soban
Singh Jeena Bhawan (SBI Bank Building), Uttarakhand,
Secretariat, Uttarakhand- 248 001.

Case No. 159 of 2023

16.05.2024

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

1. Despite sending letter by post and also by email to the members of Physical Inspection Committee, for sending the original inspection report, no response/ physical inspection report received from the Physical Inspection Committee till now.
2. Office is directed to write a reminder letter to the Physical Inspection Committee with the direction to file the original inspection report duly signed by all the three members of the Physical Inspection Committee in the format as prescribed by the Commission before the next date of hearing.

In the interest of justice, list on 03.09.2024.

DR. SHAHID AKHTER
MEMBER

SR

(6)

GOVERNMENT OF BHARAT
NATIONAL COMMISSION FOR MINORITY
EDUCATIONAL INSTITUTIONS

Arch Bishop Louis Mathias Primary (Elementary) School, 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- 600 009.

Case No. 160 of 2023

16.05.2024

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

1. Despite sending notice on the application filed by the learned counsel for the petitioner, no reply received to the respondent till now.
2. On 14.05.2024, Director of Elementary Education, Chennai has sent by post a letter dated 09.05.2024 enclosed therewith six 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 Affidavit to the learned counsel for the petitioner.
4. Learned counsel for the petitioner submitted that he does not want to file any rejoinder because he has already filed the same, which is already on record.
5. 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 03.09.2024.

DR. SHAHID AKHTER /
MEMBER

SR

(a)

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

**St. Mary's EM UP School, Dr. No. 14/113, Denduluru, Denduluru (M),
West Godavari District, Andhra Pradesh - 534432.**

Vs.

**Secretary to Government, Government of Andhra Pradesh, Minorities
Welfare Department, 3rd Floor, Andhra Pradesh Secretariat,
Velagapudi, Amaravati, Andhra Pradesh - 522503.**

Case No. 172 of 2023

16.05.2024

**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

St. Francis E.M. High School, Carmelpuram, Polavaram (V & M), West
Godavari District, Andhra Pradesh - 534315.

Vs.

Secretary to Government, Government of Andhra Pradesh, Minorities
Welfare Department, 3rd Floor, Andhra Pradesh Secretariat,
Velagapudi, Amaravati, Andhra Pradesh - 522503.

Case No. 173 of 2023

16.05.2024

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

None for the respondent.

1. Despite sending notice on the application filed by the learned
counsel for the petitioner, no reply received to the respondent till now.
2. An internal communication dated 22.04.2024 along with some
documents received by post on 02.05.2024 from Secretary to Government,
Minorities Welfare (SDM) Department, which are taken on record.
3. Copy of the letter be furnished to the learned counsel for the
petitioner for filing rejoinder if any.
4. Learned counsel for the petitioner submitted that he does not want
to file any rejoinder because ~~as~~ ^{he} he has already filed the same, which is
already on record.
5. 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
03.09.2024.

DR. SHAHID AKHTER
MEMBER

SR

GOVERNMENT OF BHARAT
NATIONAL COMMISSION FOR MINORITY
EDUCATIONAL INSTITUTIONS

St. Francis E.M. Elementary School, Carmelpuram, Polavaram (V) &
Mandal, West Godavari District, Andhra Pradesh - 534315.

Vs.

Secretary to Government, Government of Andhra Pradesh, Minorities
Welfare Department, 3rd Floor, Andhra Pradesh Secretariat,
Velagapudi, Amaravati, Andhra Pradesh - 522503.

Case No. 174 of 2023

16.05.2024

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

Athar Ali Higher Secondary School, Village Milak Imlak, Block
Munda Pandey, Moradabad, Uttar Pradesh- 244 001.

Vs.

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

Case No. 183 of 2023

16.05.2024

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

Athar Ali Memorial Public School, Guiyan Bagh, Moradabad, Uttar Pradesh- 244 001.

Vs.

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

Case No. 184 of 2023

16.05.2024

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

14

GOVERNMENT OF BHARAT
NATIONAL COMMISSION FOR MINORITY
EDUCATIONAL INSTITUTIONS

Krist Raja Vidyalaya, Pakdilpur, Giduraha, Manikpur, Chitrakoot
District, Uttar Pradesh- 210 208.

Vs.

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

Case No. 253 of 2023

16.05.2024

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. District Minority Welfare Officer, Chitrakoot has sent by post, physical inspection report along with covering letter dated 09.05.2024, and the same report received by email, both report are received in the Commission's Office on dated 15.05.2024 and 09.05.2024 respectively and are 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
04.09.2024.

DR. SHAHID AKHTER
MEMBER

SR

GOVERNMENT OF BHARAT
NATIONAL COMMISSION FOR MINORITY
EDUCATIONAL INSTITUTIONS

Paragon Primary school (Arabic Oriental), Vattepally, Hyderabad,
Telangana- 500 053.

Vs.

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

Case No. 254 of 2023

16.05.2024

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

1. Despite taking adjournment by sending letter dated 05.03.2024
from District Minorities Welfare Officer, Hyderabad for filing physical
inspection report, 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 04.09.2024.

DR. SHAHID AKHTER
MEMBER

SR

16
GOVERNMENT OF BHARAT
NATIONAL COMMISSION FOR MINORITY
EDUCATIONAL INSTITUTIONS

St. Theresa's School, Sarai Marukhpur, Sandila P.O. Sandila, District
Hardoi, Uttar Pradesh- 241 204.

Vs.

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

Case No. 255 of 2023

16.05.2024

Present: Mr. Junais P., Advocate for the petitioner.
Mr. Balmukund Prasad for the respondent.

1. In compliance of the Commission's earlier Order dated 06.03.2024,
Mr. Balmukund Prasad appeared on behalf of the respondent and wants
to file physical inspection report today itself.
2. He is directed to file the physical inspection report before the
Commission's Office today itself.
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 the case for final arguments on
04.09.2024.

DR. S.

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GOVERNMENT OF BHARAT
NATIONAL COMMISSION FOR MINORITY
EDUCATIONAL INSTITUTIONS

Child Care Bishop Conrad School, Near Golden Green Park,
Harunagla, Bareilly, Uttar Pradesh- 243 006.

Vs.

Additional Chief Secretary, Secondary Education Department, Bapu
Bhawan, Lucknow, Uttar Pradesh- 226 001.

Case No. 271 of 2023

16.05.2024

Present: Mr. José 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 Child Care Bishop Conrad School, before the Commission's Office on dated 18.04.2024, which is taken on record.
2. Collector, Bareilly has sent by post physical inspection report along with covering letter dated 04.03.2024, which was received in the Commission's Office on dated 06.03.2024 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
05.09.2024.

DR. SHAHID AKHTER
MEMBER

SR

18
GOVERNMENT OF BHARAT
NATIONAL COMMISSION FOR MINORITY
EDUCATIONAL INSTITUTIONS

St. Joseph's Public School, Survey No. 3/p, 5/p, Sama Nagar Colony,
Kalvancha (V), Hayathnagar (M), Rangareddy District, Hyderabad,
Telangana.

Vs.

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

Case No. 272 of 2023

16.05.2024

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

1. Despite sending notice on the application filed by the learned counsel for the petitioner, no reply received to the respondent till now.
2. 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)
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 04.09.2024.

DR. SHAHID AKHTER /
MEMBER

SR

GOVERNMENT OF BHARAT
NATIONAL COMMISSION FOR MINORITY
EDUCATIONAL INSTITUTIONS

Mount Carmel (EM & TM) High School, Kosigi (V&M), Kurnool
District, Andhra Pradesh-518 313.

Vs.

Secretary to Government, Minorities Welfare Department, 3rd Floor,
A.P. Secretariat, Velagapudi, Amaravati, Andhra Pradesh- 522 503.

Case No. 331 of 2023

16.05.2024

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 01.05.2024, which are taken on record.

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

3. 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)

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 04.09.2024.

DR. SHAHID AKHTER
MEMBER

SR

GOVERNMENT OF BHARAT
NATIONAL COMMISSION FOR MINORITY
EDUCATIONAL INSTITUTIONS

Annai Khadeeja Arts & Science College for Women, Kandanivayal,
Manmelkudi Taluk, Pudukottai District, Tamil Nadu- 614 620.

Vs.

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

Case No. 332 of 2023

16.05.2024

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 04.09.2024.

DR. SHAHID AKHTER
MEMBER

SR

GOVERNMENT OF BHARAT
NATIONAL COMMISSION FOR MINORITY
EDUCATIONAL INSTITUTIONS

Acharya Vidyasagar Public School, G-Poohyai, Gaushala, New
Pichhore Road, Khaniyadhana, District - Shivpuri, Madhya
Pradesh 473 990.

Vs.

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

Appeal 03 of 2023

16.05.2024

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

1. Despite sending notice to the respondent along with copy of the Affidavit filed by the learned counsel for the appellant, no reply/response received from him till now.
2. Office is again directed to issue notice to the respondent along with copy of the Affidavit filed by the learned counsel for the appellant for filing reply before the next date of hearing.

In the interest of justice, list on 04.09.2024.

DR. SHAHID AKHTER
MEMBER

SR

GOVERNMENT OF BHARAT
NATIONAL COMMISSION FOR MINORITY
EDUCATIONAL INSTITUTIONS

St. Peter's College Kolencherry, Ernakulam District, Kerala- 682 311.

Vs.

1. Mahatama Gandhi University, Priyadarshini Hills, Kottayam P.O.,
Kottayam District, Kerala- 686 560.

2. Department of Higher Education, State of Kerala.

Misc. Case No. 06 of 2023

16.05.2024

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

None for Respondent No. 1.

Mr. Kirti Priyam, Advocate for Respondent No. 2.

1. Mr. Kirti Priyam Advocate appeared on behalf of the arguing counsel Mr. Alim Anvar and submitted that main counsel is out of station and also prayed for adjournment. In the interest of justice, adjournment is granted.

2. None for the Respondent No. 1.

3. Learned Counsel for the respondent no.02 has filed by hand Counter Affidavit on behalf of the respondent (State of Kerala) and Proof of Service, before the Commission's Office on dated 14.05.2024, which are taken on record.

4. Learned Counsel for the respondent no.02 is directed to provide the copy of the Counter Affidavit to the Learned Counsel for the petitioner for filing rejoinder.

5. Office is directed to furnish copy of the Counter Affidavit to the respondent number 01 for filing reply, if any.

In the interest of justice, list on 04.09.2024.

DR. SHAHID AKHTER'
MEMBER

SR

GOVERNMENT OF BHARAT
NATIONAL COMMISSION FOR MINORITY
EDUCATIONAL INSTITUTIONS

16.5.2024

St. Mary's Sr. Sec. School, Bahu Akbarpur, Rohtak, Haryana- 124 001.

Vs.

Principal Secretary, School Education Department, Room No. 37, 7th Floor,
Haryana Civil Secretariat, Sector - 1, Chandigarh- 160 001.

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

An application has been received by hand on 7.5.2024 from St. Mary's Sr. Sec. School, Bahu Akbarpur, Rohtak, Haryana- 124 001 for grant of minority status certificate. It be registered.

2. It transpires from the petition that on 17.11.2023, the petitioner institution has applied for grant of No Objection Certificate to the State Competent Authority i.e. Principal Secretary, School Education Department, Room No. 37, 7th Floor, Haryana Civil Secretariat, Sector - 1, Chandigarh- 160 001, which was received by the respondent on 21.11.2023. 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 already filed the proof of delivery of track consignment to the respondent.

4. The petitioner has filed notarized copy letter dated 20.4.2012 issued by Director of School Education, Haryana granting permanent recognition to the petitioner institution for class 11th & 12th.

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 (Higher Secondary).

7. During the academic year 2021-22, out of 548 students, 39 students were from the Christian minority community, in the year 2022-23, out of 620 students, 51 students were from the Christian minority community and in the year 2023-24, out of 563 students, 44 students were from the Christian minority community.

8. It transpires from the petition that amendment in the Memorandum of Association of the petitioner society was done prior to the 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.

9. Office has reported that recognition certificate is only for class 11th and 12th w.e.f. 1.4.2012. Learned counsel for the petitioner is directed to file recognition certificate for class 1 to 10.

10. After compliance, office is directed to issue notice to the respondent by registered AD and e-mail.

11. List on 29.8.2024.

DR. SHAHID AKHTER
MEMBER

MD

199/2024
20/16 E-24

GOVERNMENT OF BHARAT
NATIONAL COMMISSION FOR MINORITY
EDUCATIONAL INSTITUTIONS

16.5.2024

Maria Manzil School, Nangli Road, Nuh, Mewat, Haryana- 122 107.

Vs.

Principal Secretary, School Education Department, Room No. 37, 7th Floor,
Haryana Civil Secretariat, Sector - 1, Chandigarh- 160 001.

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

An application has been received by hand on 7.5.2024 from Maria Manzil School, Nangli Road, Nuh, Mewat, Haryana- 122 107 for grant of minority status certificate. It be registered.

2. It transpires from the petition that on 17.11.2023, the petitioner institution has applied for grant of No Objection Certificate to the State Competent Authority i.e. Principal Secretary, School Education Department, Room No. 37, 7th Floor, Haryana Civil Secretariat, Sector - 1, Chandigarh- 160 001, which was received by the respondent on 21.11.2023. 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 order dated 6.6.2011 issued by Director of School Education, Haryana granting permanent recognition to the petitioner institution w.e.f 1.4.2011.

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).

6. During the academic year 2021-22, out of 661 students, 30 students were from the Christian minority community, in the year 2022-23, out of 714 students, 30 students were from the Christian minority community and in the year 2023-24, out of 681 students, 26 students were from the Christian minority community.

7. It transpires from the petition that amendment in the Memorandum of Association of the petitioner society was done prior to the 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 29.8.2024.

DR. SHAHID AKHTER
MEMBER

MD

200/2024

16.5.24

GOVERNMENT OF BHARAT
NATIONAL COMMISSION FOR MINORITY
EDUCATIONAL INSTITUTIONS

16.5.2024

201/2024
16/5/24
St. James' School, 42, Subhash Puri, Church Compound Kankar Khera, Meerut
Cantt., Uttar Pradesh- 250 001.

Vs.

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

Present: Mr. Naveen Singh for the petitioner.

An application has been received by hand on 7.5.2024 from St. James' School,
42, Subhash Puri, Church Compound Kankar Khera, Meerut Cantt., Uttar Pradesh-
250 001 for grant of minority status certificate. It be registered.

2. It transpires from the petition that on 19.11.2021, 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. 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 filed tracking report.

3. The petitioner has filed copy of certificate dated 4.3.2024 issued by ICSE
certifying that the petitioner institution is affiliated to the said council.

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

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

6. During the academic year 2022-23, out of 448 students, 20 students were from
the Christian minority community, in the year 2023-24, out of 510 students, 22
students were from the Christian minority community and in the year 2024-25, out of
520 students, 25 students are from the Christian minority community.

7. It transpires from the petition that amendment in the Memorandum of
Association of the petitioner society was done prior to the 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 NGO Darpan Unique ID is not in proper format.
Resolution has not been filed in original and in the letter sent to competent
authority, the subject is mentioned as "application for MSC" instead of "NOC".

9. Mr. Naveen Singh 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 petitioner after retaining its copy.

DR. SHAHID AKHTER
MEMBER

MD