

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

**Shri N.M. Mehta Jain Matriculation Higher Secondary School, 1st
Lane, Velayutham Road (Behind HDFC Bank), Sivakasi, Tamil
Nadu-626123**

V/s

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

Case No. 54 of 2022

23.07.2024

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

1. Learned counsel for the petitioner has filed notarized copy of the recognition order of the petitioner institution before the Commission's office on dated 05.04.2024 which is taken on record.
2. Heard, learned counsel for the petitioner.
2. Reserved for Orders.

**DR. SHAHID AKHTER
MEMBER**

VB

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

**IPS Academy Institute of Business Management and Research,
Sanwer Road, Gram Badodia Khan, Indore, Ujjain Road, Gram
Badodiya Khan Sanwer, Madhya Pradesh-453551**

V/s

**Secretary, Backward Classes and Minority Welfare Department, Govt.
of MP, Room No. 339, Mantralaya, Bhopal, MP**

Case No. 163 of 2022

23.07.2024

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

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

**DR. SHAHID AKHTER
MEMBER**

VB

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

**St. Joseph's Hr. Sec. School, East Tambaram, Chengalpattu,
Chennai, Tamil Nadu-600059**

V/s

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

Case No. 238 of 2022

23.07.2024

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

1. District Educational Officer (Secondary), Chengalpattu has sent Physical Inspection Report seems to be copy alongwith covering letter dated 29.04.2024 by post which was received before the Commission's office on 07.05.2024 which is taken on record.
2. Office is directed to 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 / affiliation order issued by the State Competent Authority. Time prayed for is allowed.
4. In the interest of justice, list on 19.09.2024.

**DR. SHAHID AKHTER
MEMBER**

VB

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

**St. Paul's Academy, Thimmavaram Campus, Kancheepuram High
Road, Chengalpattu, Kancheepuram, Tamil Nadu**

V/s

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

Case No. 239 of 2022

23.07.2024

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

1. Despite sending letter by post and email to the Chief Secretary, Govt. of Tamil Nadu and 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 the petitioner institution
3. Secretary of the Commission is directed to write a letter again to the Chief Secretary, Govt. of Tamil Nadu to direct the members of the physical inspection committee to send the inspection report positively before the next date of hearing.
4. Office is directed that if original Physical Inspection Report is not received, then send reminder letter by post and also by email to the members of Physical Inspection Committee, for sending the original inspection report positively before next date of hearing.
5. Director of Private Schools, Chennai has sent counter affidavit on behalf of the respondent before the Commission's office on dated 19.06.2024 which is taken on record. Office is directed to provide the copy of the letter to the Learned Counsel for the petitioner for filing of rejoinder, if any.
6. In the interest of justice, list on 19.09.2024.

**DR. SHAHID AKHTER
MEMBER**

VB

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

St. Joseph's Primary School, East Tambaram, Chennai, Tamil Nadu-600059

V/s

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

Case No. 240 of 2022

23.07.2024

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

1. District Educational Officer (Elementary Education), Chengalpattu has sent Physical Inspection Report duly signed by all the members of the Physical Inspection Committee alongwith covering letter dated 03.08.2024 by post which was received before the Commission's office on 19.06.2024, which is taken on record.
2. Director of Private Schools, Chennai has sent counter affidavit on behalf of the respondent before the Commission's office on dated 16.07.2024 which is taken on record. It transpires from the record that the competent authority in the letter of Director of Private Schools has mentioned in Col. No. 1 that the petitioner has not filed application for grant of minority status in this office and in the counter affidavit col. No. 3, it is submitted that the applicant St. Joseph's Primary School, East Tambaram, Chennai, Tamil Nadu has filed the above application for grant of Minority Status Certificate to their school St. Joseph's Primary School, East Tambaram, Chennai, Tamil Nadu District which is unaided school.
3. Learned Counsel for the petitioner submitted that the respondent has filed the same counter affidavit thrice before this Commission and he does not want to file any rejoinder.
4. Learned Counsel for the petitioner submitted that the petitioner has filed certified copies of all the relevant documents which are already on record.
5. In the interest of justice, fix the case for final arguments on 24.09.2024.

**DR. SHAHID AKHTER
MEMBER**

VB

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

**St. John's Matriculation School, No. 1, Velachery Main Road, East
Tambaram, Chengalpattu, Chennai, Tamil Nadu-600059**

V/s

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

Case No. 241 of 2022

23.07.2024

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

1. Despite sending letter by post and email to the Chief Secretary, Govt. of Tamil Nadu and 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 the petitioner institution
3. Secretary of the Commission is directed to write a letter again to the Chief Secretary, Govt. of Tamil Nadu to direct the members of the physical inspection committee to send the inspection report positively before the next date of hearing.
4. Office is directed that if original Physical Inspection Report is not received, then send reminder letter by post and also by email to the members of Physical Inspection Committee, for sending the original inspection report positively before next date of hearing.
5. Learned Counsel for the petitioner prayed for time to file updated recognition / affiliation order issued by the State Competent Authority. Time prayed for is allowed.
6. In the interest of justice, list on 19.09.2024.

**DR. SHAHID AKHTER
MEMBER**

VB

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

**Loyola Academy Matriculation School, Rajagopal Kandigai, Dharkast
Post, Erumaiyur, Tambaram, Chennai, Tamil Nadu**

V/s

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

Case No. 193 of 2023

23.07.2024

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

1. Despite sending notice under order VIII rule 9 of 151 of CPC read with Section 12 of the NCMEI Act, 2004 by post and email, no response / reply has been received from the respondent.
2. 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 is directed to approach the members of the physical inspection committee and provide all the relevant documents to the said Committee.
5. In the interest of justice, list on 19.09.2024.

**DR. SHAHID AKHTER
MEMBER**

VB

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

**DMI St. Joseph International School, Kumarapuram Road,
Aralvaimozhi, Nagercoil, Kanyakumari District, Tamil Nadu**

V/s

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

Case No. 194 of 2023

23.07.2024

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

1. District Social Welfare Officer, Kanyakumari has sent Physical Inspection Report duly signed by all the members of the Physical Inspection Committee alongwith covering letter dated 06.03.2024 by post which was received before the Commission's office on 18.03.2024, which is taken on record.
2. Despite sending notice under order VIII rule 9 of 151 of CPC read with Section 12 of the NCMEI Act, 2004 by post and email, no response / reply has been received from the respondent.
3. Learned Counsel for the petitioner prayed for time to file updated recognition / affiliation order issued by the State Competent Authority. Time prayed for is allowed.
4. In the interest of justice, list on 19.09.2024.

**DR. SHAHID AKHTER
MEMBER**

VB

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

**St. Joseph's College, Kovur, Mangad Post, Chennai, Tamil Nadu-
600122**

V/s

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

Case No. 195 of 2023

23.07.2024

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

1. An internal communication dated 28.05.2024 received from the District Collector, Rajajisalai, Chennai by post before this Commission's office on dated 19.06.2024 which is 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 the petitioner institution
4. Office is directed that if original Physical Inspection Report is not received, then send reminder letter by post and also by email to the members of Physical Inspection Committee, for sending the original inspection report positively before next date of hearing.
5. Learned Counsel for the petitioner prayed for time to file updated recognition / affiliation order issued by the State Competent Authority. Time prayed for is allowed.
6. In the interest of justice, list on 19.09.2024.

**DR. SHAHID AKHTER
MEMBER**

VB

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

**Little Champion School, Pampanvilai, Ananthanadarkudy P.O.,
Agastheeswaram Taluk, District Kanyakumari, Tamil Nadu-629201**

V/s

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

Case No. 304 of 2023

23.07.2024

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 the petitioner institution
3. Office is directed that if original Physical Inspection Report is not received, then send reminder letter by post and also by email to the members of Physical Inspection Committee, for sending the original inspection report positively before next date of hearing.
4. Learned Counsel for the petitioner prayed for time to file updated recognition / affiliation order issued by the State Competent Authority. Time prayed for is allowed.
5. In the interest of justice, list on 19.09.2024.

**DR. SHAHID AKHTER
MEMBER**

VB

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

**Immaculate English Higher Secondary School, St. Francis Xavier
Church Street, T.R. Pattinam P.O., Karaikal District, Puducherry-
609606**

V/s

**Secretary (Education), Chief Secretariat, No. 1, Goubert Avenue,
Beach Road, Puducherry**

Case No. 348 of 2023

23.07.2024

Present : Mr. Jose Abraham, Advocate for the petitioner
Ms. Ekta Muyal, Advocate for the respondent

1. Deputy Director (Secondary Education), Karaikal has sent Physical Inspection Report duly signed by all the members of the Physical Inspection Committee alongwith covering letter dated 12.07.2024 by post which was received before the Commission's office on 22.07.2024, which is taken on record.
2. It transpires from the record that in Col. No.12 of the Physical Inspection Report received from the Physical Inspection Committee mentioned '**NO**' against the col. recommended for grant of MSC wherein they used whitener.
3. Learned Counsel for the respondent prayed some time to file her Vakalatnama. Time prayed for is allowed.
4. Learned Counsel for the petitioner prayed for time to file updated recognition / affiliation order issued by the State Competent Authority. Time prayed for is allowed.
5. In the interest of justice, list on 19.09.2024.

**DR. SHAHID AKHTER
MEMBER**

VB

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

**Constant Lievens School of Nursing, Mandar Village, Katchacho P.O.
& P.S., Mandar, Ranchi, Jharkhand**

V/s

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

Case No. 349 of 2023

23.07.2024

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

1. An internal communication dated 03.06.2024 from mik;kqDr&lg&ftyk vf/kdkjh] jkaph by post before this Commission's office on dated 19.06.2024 which is taken on record.
2. Despite sending letter by post and email to the members of Physical Inspection Committee, no response / physical inspection report received from the Physical Inspection Committee till now.
3. Learned Counsel for the petitioner submitted that the members of the physical inspection committee have already inspected the petitioner institution
4. Office is directed that if original Physical Inspection Report is not received, then send reminder letter by post and also by email to the members of Physical Inspection Committee, for sending the original inspection report positively before next date of hearing.
5. Learned Counsel for the petitioner prayed for time to file updated recognition / affiliation order issued by the State Competent Authority. Time prayed for is allowed.
6. In the interest of justice, list on 19.09.2024.

**DR. SHAHID AKHTER
MEMBER**

VB

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

Hidayah Junior College, 17-1-376/166&167, Santosh Nagar, New Santosh Nagar Colony, Saidabad Mandal, Hyderabad - II District, Telangana -500 008.

Vs.

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

Case No. 352 of 2023

23.7.2024

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

Despite sending letter by post and e-mail to the members of the Physical Inspection Committee, we have not received any response/Physical inspection report from the members of the Physical Inspection Committee till now.

Learned counsel for the petitioner has submitted that the members of the Physical Inspection Committee have already inspected the petitioner institution.

Office is directed to issue reminder letter by post and e-mail to the members of the Physical Inspection Committee for sending the report positively before the next date of hearing, if the inspection report is not received till sending the reminder letter.

In the interest of justice, list on 24.9.2024.

**DR. SHAHID AKHTER
MEMBER**

MD

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

**Hidayah Junior College, 18-1-350/5/A, T S, Chandrayana Gutta,
Hyderabad- II District, Telangana- 500 058.**

Vs.

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

Case No. 353 of 2023

23.7.2024

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

Despite sending letter by post and e-mail to the members of the Physical Inspection Committee, we have not received any response/Physical inspection report from the members of the Physical Inspection Committee till now.

Learned counsel for the petitioner has submitted that the members of the Physical Inspection Committee have already inspected the petitioner institution.

Office is directed to issue reminder letter by post and e-mail to the members of the Physical Inspection Committee for sending the report positively before the next date of hearing, if the inspection report is not received till sending the reminder letter.

In the interest of justice, list on 24.9.2024.

**DR. SHAHID AKHTER
MEMBER**

MD

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

**Hidayah Islamic School, H. No. 17-1-22/A, Housing Board Colony,
Santosh Nagar, Saidabad Mandal, Hyderabad (District), Telangana- 500
059.**

Vs.

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

Case No. 354 of 2023

23.7.2024

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

Despite sending letter by post and e-mail to the members of the Physical Inspection Committee, we have not received any response/Physical inspection report from the members of the Physical Inspection Committee till now.

Learned counsel for the petitioner has submitted that the members of the Physical Inspection Committee have already inspected the petitioner institution.

Office is directed to issue reminder letter by post and e-mail to the members of the Physical Inspection Committee for sending the report positively before the next date of hearing, if the inspection report is not received till sending the reminder letter.

In the interest of justice, list on 24.9.2024.

**DR. SHAHID AKHTER
MEMBER**

MD

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

**Hidayah Islamic School, Plot No. 91, P.T. Colony, Suncity, R.R. Dist.,
Bandlaguda (V), Gandipet (M), Rangareddy District, Telangana- 500
086.**

Vs.

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

Case No. 355 of 2023

23.7.2024

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

Despite sending letter by post and e-mail to the members of the Physical Inspection Committee, we have not received any response/Physical inspection report from the members of the Physical Inspection Committee till now.

Learned counsel for the petitioner has submitted that the members of the Physical Inspection Committee have already inspected the petitioner institution.

Office is directed to issue reminder letter by post and e-mail to the members of the Physical Inspection Committee for sending the report positively before the next date of hearing, if the inspection report is not received till sending the reminder letter.

In the interest of justice, list on 24.9.2024.

**DR. SHAHID AKHTER
MEMBER**

MD

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

Hidayah Junior College, 12-2-419, Murad Nagar, Murad Nagar, Asif Nagar Mandal, Hyderabad - I District, Telangana - 500 028.

Vs.

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

Case No. 356 of 2023

23.7.2024

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

Despite sending letter by post and e-mail to the members of the Physical Inspection Committee, we have not received any response/Physical inspection report from the members of the Physical Inspection Committee till now.

Learned counsel for the petitioner has submitted that the members of the Physical Inspection Committee have already inspected the petitioner institution.

Office is directed to issue reminder letter by post and e-mail to the members of the Physical Inspection Committee for sending the report positively before the next date of hearing, if the inspection report is not received till sending the reminder letter.

In the interest of justice, list on 24.9.2024.

**DR. SHAHID AKHTER
MEMBER**

MD

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

**Hindustan Bible Institute & College, 86-89, Medavakkam Tank Road,
Kilpauk, Chennai, T.N.**

Vs.

**Principal Secretary, Higher Education Department, Government of
Tamil Nadu, Fort St. George, Secretariat, Chennai, Tamil Nadu- 600
009.**

Unregistered Case

23.7.2024

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

Learned counsel for the petitioner has submitted that similar matter is pending before the Hon'ble High Court of Delhi.

Renotify on 3.12.2024.

**DR. SHAHID AKHTER
MEMBER**

MD

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

**Christ CMI School, Gopasandra, Samanahalli, Muthanallur, Bangalore
District, Karnataka - 560009.**

Vs.

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

Case No. 19 of 2024

23.7.2024

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

District Officer, Department of Minority Welfare, Bengaluru Urban District, Bangalore vide his letter dated 11.7.2024 has sent Physical Inspection Report, which was received before the Commission's office on 22.7.2024. The same is taken on record.

Learned counsel for the petitioner submitted that certified copies of all the relevant documents are already on record.

List the case for final arguments on 24.9.2024.

**DR. SHAHID AKHTER
MEMBER**

MD

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

**St. Mary's High School (E.M.), RS No. 314, Kamavarapukota (V&M),
West Godavari District, Andhra Pradesh– 534 449.**

Vs.

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

Case No. 20 of 2024

23.7.2024

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

Learned counsel for the petitioner has filed application under Order VIII Rule 9 of Section 151 C.P.C. read with Section 12 of the NCMEI Act, 2004 to accept the Rejoinder Affidavit along with Rejoinder Affidavit before the Commission's office on 1.5.2024, which are taken on record. Learned counsel for the petitioner has also filed envelope and postage charges for sending notice to the respondent.

Office is directed to issue notice of the above application by registered AD and email to the respondent.

In this case Physical Inspection Committee has not been constituted in this case. In the facts and circumstances of the case, it would be proper that physical inspection report alongwith the recommendations may be obtained from the Committee consisting of the following members for issuance of the minority status certificate to the petitioner institution:-

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

Office is directed to issue letter to the above authorities and also to provide a copy of the letter to the learned counsel for the petitioner.

Learned Counsel for the petitioner is directed to approach the members of the Physical inspection Committee and provide all the relevant documents to the said Committee and pursue the matter with the Physical Inspection Committee for inspection of the petitioner institution.

In the interest of justice, list on 24.9.2024.

**DR. SHAHID AKHTER
MEMBER**

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

**St. Assisi Matric Hr. Sec. School, St. Mary's Nagar, Maranthai, Tenkasi,
Tirunelveli District, Tamil Nadu - 627851.**

Vs.

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

Case No. 21 of 2024

23.7.2024

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

Despite sending letter by post and e-mail to the members of the Physical Inspection Committee, we have not received any response/Physical inspection report from the members of the Physical Inspection Committee till now.

Learned counsel for the petitioner has submitted that the members of the Physical Inspection Committee have already inspected the petitioner institution.

Office is directed to issue reminder letter by post and e-mail to the members of the Physical Inspection Committee for sending the report positively before the next date of hearing, if the inspection report is not received till sending the reminder letter.

Learned counsel for the petitioner has prayed for time to file updated recognition order issued by the competent authority. Time prayed for is allowed.

In the interest of justice, list on 24.9.2024.

**DR. SHAHID AKHTER
MEMBER**

MD

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

23.7.2024

St. Francis College, PB 3417, 3rd Block, 8th Main, Koramangala, Bangalore, Karnataka- 560 034.

Vs.

Additional Chief Secretary, Education Department (Higher Education), Government of Karnataka, Bengaluru, Karnataka.

Present: None.

An application has been received by hand on 29.5.2024 from St. Francis College, PB 3417, 3rd Block, 8th Main, Koramangala, Bangalore, Karnataka for grant of minority status certificate. It be registered.

2. It transpires from the records that the petitioner has not applied for grant of No Objection Certificate before the correct Competent Authority. It also transpires from the petition that the petitioner's application for grant of minority status certificate is pending before the State Government.

3. The Hon'ble Supreme Court in Civil Appeal No. 3945 of 2018 in case of Sisters of St. Joseph of Cluny vs. The State of West Bengal and Ors. vide order dated 18.04.2018, has held that any person who desires to establish a minority educational institution after the amendment Act of 2006 came into force, must apply only to the competent authority for grant of No Objection Certificate for the said purpose.

4. All applications for the establishment of a minority educational institution after the amendment Act of 2006 must go to the competent authority set up under the statute.

5. So, as per the law and settled procedure, petitioner cannot apply before this Commission until unless the disposal of the application for grant of No Objection Certificate which is still pending before the State Competent Authority.

6. As the petitioner institution has not applied to the correct competent authority for grant of No Objection Certificate and the application of petitioner institution for grant of minority status certificate is pending before the State competent authority, this application is not maintainable at this stage. Accordingly, the petition is dismissed in default.

**DR. SHAHID AKHTER
MEMBER**

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

23.7.2024

Vibgyor High, No. 79/2-75/9, Chokkanahalli, Thanisandra Main Road, Jakkur Post, Bangaluru, Karnataka- 560 064.

Vs.

Additional Chief Secretary, Education Department (Higher Education), Government of Karnataka, Bengaluru, Karnataka- 560 001.

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

An application has been received by hand on 30.5.2024 from Vibgyor High, No. 79/2-75/9, Chokkanahalli, Thanisandra Main Road, Jakkur Post, Bangaluru, Karnataka- 560 064 for grant of minority status certificate. It be registered.

2. It transpires from the petition that on 1.2.2024, 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, Bengaluru, Karnataka, which was received by the respondent on 5.2.2024. 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 14.12.2023 issued by Office of the Deputy Director of Public Instruction, Bangalore granting provisional recognition to the petitioner institution for the period three year from 14.12.2023.

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 144 students, 03 students were from the Parsi minority community, in the year 2022-23, out of 137 students, 30 students were from the Parsi minority community and in the year 2023-24, out of 155 students, 03 students were from the Parsi minority community.

7. It transpires from the petition that the amendment in the Trust Deed 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. The date mentioned in the Resolution is 5.12.2024, which is factually incorrect. Learned counsel for the petitioner is directed to file resolution afresh.

9. Office has reported that there is overwriting and cutting in declaration part of the petition and in the affidavit. Learned counsel for the petitioner has prayed for time to clarify the same. He is directed to file clarification affidavit in this regard.

11. 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.

12. List on 24.9.2024.

**DR. SHAHID AKHTER
MEMBER**

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

23.7.2024

Bright Home International School, Near Satsang Bhawan, Gangoh-Titron Road, Town Titron, Saharanpur, Uttar Pradesh- 247 343.

Vs.

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

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

An application has been received by hand on 30.5.2024 from Bright Home International School, Near Satsang Bhawan, Gangoh-Titron Road, Town Titron, Saharanpur, Uttar Pradesh- 247 343 for grant of minority status certificate. It be registered.

2. It transpires from the petition that on 9.10.2023, the petitioner institution has applied for grant of No Objection Certificate to the State Competent Authority i.e. Additional Chief Secretary, Secondary Education Department, Government of Uttar Pradesh, Bapu Bhawan, 7th Floor, Lucknow, Uttar Pradesh- 226 001, which was received by the respondent on 13.10.2023. The said petition is still pending as per the petitioner institution. The petitioner has waited sufficiently for period of 90 days as per Section 10 of NCMEI Act, 2004, before filing this petition.

3. The petitioner has filed notarized copy of letter dated 24.8.2021 issued by CBSE granting affiliation to the petitioner institution for the period 1.4.2022 to 31.3.2027.

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 179 students, 41 students were from the Muslim minority community, in the year 2022-23, out of 202 students, 56 students were from the Muslim minority community and in the year 2023-24, out of 227 students, 64 students were from the Muslim minority community.

7. It transpires from the petition that the amendment in the Memorandum of Association of the petitioner Society was done prior to the filing application u/s 10 of NCMEI Act. 2004 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 24.9.2024.

**DR. SHAHID AKHTER
MEMBER**

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

23.7.2024

Vibgyor High School, Block D, Esencia Colony, Sector 67, Gurugram, Haryana- 122 001.

Vs.

Principal Secretary, School Education Department for Schools/Primary Schools, Room No. 37, 7th Floor, Haryana Civil Secretariat, Sector - 1, Chandigarh.

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

An application has been received by hand on 30.5.2024 from Vibgyor High School, Block D, Esencia Colony, Sector 67, Gurugram, Haryana- 122 001 for grant of minority status certificate. It be registered.

2. It transpires from the petition that on 3.2.2024, the petitioner institution has applied for grant of No Objection Certificate to the State Competent Authority i.e. Principal Secretary, School Education Department for Schools/Primary Schools, Room No. 37, 7th Floor, Haryana Civil Secretariat, Sector-1, Chandigarh, which was received by the respondent on 5.2.2024. 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 24.6.2023 issued by Director of Secondary Education, Directorate of School Education, Haryana granting permanent recognition to the petitioner institution w.e.f. 1.4.2023.

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 183 students, 04 students were from the Parsi minority community, in the year 2022-23, out of 231 students, 03 students were from the Parsi minority community and in the year 2023-24, out of 252 students, 03 students were from the Parsi minority community.

7. It transpires from the petition that the amendment in the Trust Deed 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 the recognition of the petitioner institution is upto Class VIII, however, against Col. No. 6 the petitioner has mentioned 'higher secondary'. The petitioner has already annexed permanent recognition order for class 9 to 12. Office is directed to report properly.

9. Office has also reported that there is overwriting and cutting in declaration part of the petition and in the affidavit. Learned counsel for the petitioner has prayed for time to clarify the same. He is directed to file clarification affidavit in this regard.

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 24.9.2024.

**DR. SHAHID AKHTER
MEMBER**