

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

**R.C.M. High School, Nehru Nagar, Walajabad, District
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. 206 of 2020

20.08.2024

Present : Mr. Jose Abraham, 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**

Asaf Ali, Secretary, Amanat Ali Inter College, Edalhatu, Bundu, Ranchi, Jharkhand.

Vs.

- 1. Secretary, Human Resource Development Department, Government of Jharkhand.**
- 2. Director, Secondary Education, Under School Education & Literacy Department, 3rd Floor, MDI Building, S.E. & L. Department behind Project Bhawan, Post - Dhurwa, District - Ranchi, Jharkhand - 834004.**
- 3. President - Amanat Ali Inter College, AT + PO Edalhatu, PS - Bundu, District - Ranchi, Jharkhand.**
- 4. Principal- Amanat Ali Inter College, AT + PO Edalhatu, PS - Bundu, District - Ranchi, Jharkhand.**
- 5. Jharkhand Academic Council, Gyandeeep Complex, Baragawan, Namkum, Ranchi, Jharkhand- 834010**

(Respondent)

Al Momin Social and Educational Welfare Society, Ali Market, Karbala Chowk, Ranchi-834001

(Intervener)

Misc. Case No. 15 of 2020

20.08.2024

Present: Mr. Shyam R. Agarwal, Advocate for the petitioner.
None for the respondent no. 1 & 2.
Mr. Sajal Jain, Advocate for Respondent No.3
Mr. Deep Prabhu, Advocate for Respondent No.4 (Ali Al Arafat)
Ms. Suveni Bhagat, Advocate for Respondent No. 5 (Jharkhand Academic Council)
None for the Intervener
None for the respondent no. 4 (Principal Amanat Ali Inter College)

1. Ms. Suveni Bhagat, Advocate appeared for the respondent no. 5 prayed time to file her reply. Time prayed for is allowed.
2. Mr. Shyam R. Agarwal filed the latest order passed by the Hon'ble High Court of Jharkhand at Ranchi, which is taken on record.
3. Renotify the case for further arguments on 12.12.2024.

**DR. SHAHID AKHTER
MEMBER**

VB

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

**St. Joseph's Higher Secondary School, Kovalam P.O., Chengalpet,
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. 242 of 2022

20.08.2024

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 as ordered by the Commission on 02.05.2024.
2. Copy of physical inspection report dated May, 2024 received before the Commission's office on dated 19.06.2024 by post from the Physical Inspection Committee, which is taken on record.
3. 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.
4. In the interest of justice, list on 22.10.2024.

**DR. SHAHID AKHTER
MEMBER**

VB

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

**Rampur National Senior Secondary School, Khusro Bagh Road,
Rampur District, Uttar Pradesh-244901**

V/s

**1. Additional Chief Secretary, Department of School Education,
Government of Uttar Pradesh, Bahu Khandi, Secretariat, Lucknow,
Uttar Pradesh**

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

Case No. 268 of 2022

20.08.2024

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 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. In the interest of justice, list on 22.10.2024.

**DR. SHAHID AKHTER
MEMBER**

VB

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

**Fatima Girls Higher Secondary School, T. Palur Road, Jayankodam,
Udayapalayam (T.K.), District Ariyalur, 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. 270 of 2022

20.08.2024

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 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. In the interest of justice, list on 22.10.2024.

**DR. SHAHID AKHTER
MEMBER**

VB

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

**Vinod Bhaskar Sharma, Santosh Nagar, Railway Road, Shanti Nagar,
Etah, Uttar Pradesh.**

- Applicant

Vs.

- 1. Janta Higher Secondary School, Pilakhua, Etah, Uttar Pradesh.
(Through Mohit Jain, Manager S/o Suresh Chandra Jain)**
- 2. Additional Chief Secretary, Department of Secondary Education,
Government of Uttar Pradesh.**

- Respondents

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

Misc. Case No. 22 of 2022

20.08.2024

Present: None for the applicant.

Ms. Kavita K.T., Advocate for the respondent no. 1

None for the respondent no. 2

1. In compliance of the Commission's earlier order dated 01.05.2024, Mr. Vinod Bhaskar Sharma filed rejoinder before the Commission's office by hand on 01.05.2024, which is taken on record.
2. Learned Counsel for the respondent no. 1 confirmed that she has received the same rejoinder and does not want to file her reply.
3. In the interest of justice, list on 11.12.2024.

**DR. SHAHID AKHTER
MEMBER**

VB

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

**St. Dominic's Primary School (English Medium), Nicol Bhavan,
Bodeli Road, Kawant Taluk, Chhotaudepur, District Vadodara,
Gujarat**

V/s

**Director, Primary Education, Dr. Jivraj Mehta Bhawan, Gandhinagar,
Gujarat**

Case No. 63 of 2023

20.08.2024

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

1. Heard, Learned Counsel for the petitioner at some length.
2. Learned Counsel for the petitioner submitted that he has filed the rejoinder in this case and did not receive the letter which was received by the Commission on dated 11.05.2023.
3. Despite sending notice by post and email 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.
4. Office is directed to send notice again to the respondent under order VIII rule 9 of 151 of CPC read with Section 12 of the NCMEI Act, 2004 by post and email.
5. 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)
6. Office is directed to issue letter to the above Committee members for submitting the report.
7. 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.
8. In the interest of justice, list on 22.10.2024.

**DR. SHAHID AKHTER
MEMBER**

VB

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

**Madarsa Sultania Ziaul Uloom, Village and Post Shrinagar
Lakhimpur-Kheri, Uttar Pradesh**

V/s

**Additional Chief Secretary, Minority Welfare and Waqf Department,
Government of Uttar Pradesh, Bahu Khandi, Secretariat, Lucknow,
Uttar Pradesh**

Case No. 103 of 2023

20.08.2024

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**

**Divine Mercy School, Mavi Road, Orai, Jaluan District, Uttar Pradesh
V/s
Additional Chief Secretary, Secondary Education Department,
Government of Uttar Pradesh**

Case No. 202 of 2023

20.08.2024

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

1. Learned Counsel for the petitioner filed 7 documents before the Commission's office on dated 16.08.2024 by hand, which are taken on record.
2. In the interest of justice, now, fix the case for final arguments on 03.09.2024.

**DR. SHAHID AKHTER
MEMBER**

VB

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

**Christ The King College, Safa Village, Bedora Road, Babina Block,
District Jhansi, Uttar Pradesh**

V/s

**Additional Chief Secretary, Department of Basic Education, Govt. of
Uttar Pradesh, Bahu Khandi, Secretariat, Lucknow, Uttar Pradesh**

Case No. 213 of 2023

20.08.2024

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

1. Learned Counsel for the petitioner filed 7 documents before the Commission's office on dated 16.08.2024 by hand, which are taken on record.
2. In the interest of justice, now, fix the case for final arguments on 03.09.2024.

**DR. SHAHID AKHTER
MEMBER**

VB

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

City Public School, Dharmunala, Palhani, Azamgarh, Uttar Pradesh- 276 001.

Vs.

**Additional Chief Secretary/Principal Secretary/Secretary,
Basic Education Department Govt. of Uttar Pradesh Vidya
Bhawan, Nishantganj, Lucknow - 226007.**

Case No. 300 of 2023

20.8.2024

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

District Basic Education Officer, Azamgarh, Collector, Surat vide his letter dated 3.7.2024 has sent copy of the Physical Inspection Report, which was received before the Commission's office on 11.7.2024. The same is taken on record.

Office is directed to issue reminder letter by post and e-mail to the members of the Physical Inspection Committee for sending the original physical inspection report duly signed by all the members of the Physical Inspection Committee positively before the next date of hearing.

In the interest of justice, list on 22.10.2024.

**DR. SHAHID AKHTER
MEMBER**

MD

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

**St. Joseph's Nursery and Primary School, Ranipet, Attur,
Salem District, Tamil Nadu- 636 102.**

Vs.

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

Case No. 301 of 2023

20.8.2024

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

Despite sending reminder 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 again by post and e-mail to the members of the Physical Inspection Committee for sending the physical inspection report positively before the next date of hearing.

In the interest of justice, list on 22.10.2024.

**DR. SHAHID AKHTER
MEMBER**

MD

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

**St. Mary's Primary School, Arisipalayam, Salem District,
Tamil Nadu- 636 009.**

Vs.

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

Case No. 302 of 2023

20.8.2024

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

Despite sending reminder 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 again by post and e-mail to the members of the Physical Inspection Committee for sending the physical inspection report positively before the next date of hearing.

In the interest of justice, list on 22.10.2024.

**DR. SHAHID AKHTER
MEMBER**

MD

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

**St. Robert's High School, Parsudih, Tatanagar,
Jamshedpur District, Jharkhand- 831 002.**

Vs.

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

Case No. 77 of 2024

20.8.2024

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.

The date mentioned in the original Governing Body Resolution is 18.11.2021. However, in the additional sets filed by the petitioner the date has been mentioned as 13.2.2023. Learned counsel for the petitioner is directed to clarify the said ambiguity.

In the interest of justice, list on 22.10.2024.

**DR. SHAHID AKHTER
MEMBER**

MD

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

**St. Francis School, Gundle P.O., Mahagaon, Boisar (East),
Palghar District, Maharashtra- 401 501.**

Vs.

**Joint Secretary, Minorities Development Department,
Room No. 715, Mantralaya (Annexe), Mumbai,
Maharashtra- 400 032.**

Case No. 78 of 2024

20.8.2024

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 physical inspection report positively before the next date of hearing.

In the interest of justice, list on 22.10.2024.

**DR. SHAHID AKHTER
MEMBER**

MD

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

Assisi Convent School, Nanpur, Jaipur Road, Agra, Uttar Pradesh- 283 105.

Vs.

Additional Chief Secretary, Basic Education Department, Govt. of Uttar Pradesh, Vidya Bhawan, Nishantganj, Lucknow, Uttar Pradesh -226 007.

Case No. 79 of 2024

20.8.2024

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

Learned counsel for the petitioner has filed downloaded copy of the permanent recognition order of Assisi Convent School, Nanpur, Agra before the Commission's office on 2.5.2024, which is taken on record.

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.

Office is directed to issue reminder letter by post and e-mail to the members of the Physical Inspection Committee for sending the physical inspection report positively before the next date of hearing.

In the interest of justice, list on 22.10.2024.

**DR. SHAHID AKHTER
MEMBER**

MD

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

**Assisi Convent Primary School, B.H.E.L. Colony, Sector
17, Noida, Uttar Pradesh.**

Vs.

**Additional Chief Secretary, Basic Education Department,
Govt. of Uttar Pradesh, Vidya Bhawan, Nishantganj,
Lucknow, Uttar Pradesh -226 007.**

Case No. 80 of 2024

20.8.2024

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.

Office is directed to issue reminder letter by post and e-mail to the members of the Physical Inspection Committee for sending the physical inspection report positively before the next date of hearing.

In the interest of justice, list on 22.10.2024.

**DR. SHAHID AKHTER
MEMBER**

MD

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

**Assisi Convent School, Etah, House No. 28, Sector 22,
Agra Road, Etah, Uttar Pradesh- 207 001.**

Vs.

**Additional Chief Secretary, Basic Education Department,
Govt. of Uttar Pradesh, Vidya Bhawan, Nishantganj,
Lucknow, Uttar Pradesh -226 007.**

Case No. 81 of 2024

20.8.2024

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 physical inspection report positively before the next date of hearing.

In the interest of justice, list on 22.10.2024.

**DR. SHAHID AKHTER
MEMBER**

MD

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

**Ali Public School, Town & Post Islamnagar, District
Budaun, Uttar Pradesh- 243 723.**

Vs.

**Additional Chief Secretary, Basic Education Department,
Government of Uttar Pradesh Vidya Bhawan, Nishantganj,
Lucknow, Uttar Pradesh- 226 007.**

Case No. 169 of 2024

20.8.2024

Present: Mohd. Shamen for the petitioner.
None for the respondent.

Mohd. Shamen has sent Governing Body Resolution by post, which was received before the Commission's office on 8.8.2024.

He seeks leave to withdraw the petition with liberty to file a fresh petition for the same relief. Leave and liberty is granted.

The petition is disposed of as withdrawn.

**DR. SHAHID AKHTER
MEMBER**

MD

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

**Adam Public School, Vill. & Post Sarkara, Chakrajmal,
District Bijnor, Uttar Pradesh- 246 761.**

Vs.

**Additional Chief Secretary, Basic Education Department,
Government of Uttar Pradesh Vidya Bhawan, Nishantganj,
Lucknow, Uttar Pradesh- 226 007.**

Case No. 170 of 2024

20.8.2024

Present: Mohd. Shamen for the petitioner.
Dr. Prabhat Kumar, Block Education Officer, Bijnor
for respondent.

Mohd. Shamen has sent Governing Body Resolution by post, which was received before the Commission's office on 8.8.2024.

Mr. Prabhat Kumar appeared on behalf of the respondent and wants to file some document. He is directed to file the same before the Commission's office today itself.

The State Government of Uttar Pradesh is not filing proper replies in most of the cases. 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 send a copy of the said letter to the petitioner.

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 22.10.2024.

**DR. SHAHID AKHTER
MEMBER**

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

**Holy Child School, Village Chhohan, P.O. Sahle Chak, Tehsil
Kalanaur, Chhohan, Gurdaspur District, Punjab-143 526.**

Vs.

**Director of Public Instruction (S.E) Punjab Block E, Vidya
Bhawan, 4th Floor Complex Punjab School Education Board,
Sector 62, S.A.S Nagar, Mohali, Punjab- 160 062.**

Case No. 171 of 2024

20.8.2024

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

Despite service of notice by registered AD and email, there is no appearance on behalf of the respondent even in second round.

The petitioner has applied for grant of minority status certificate before the Commission on 18.4.2024 on the ground that he had applied for NOC before the competent authority of the State Government and his application is pending. Thereafter, this case was registered in the Commission on 1.5.2024 and a notice was issued to the respondent on 27.5.2024.

On 16.7.2024 a communication has been received from the Director, School Education (S.E.), Directorate of School Education (Secondary), Punjab, Punjab School Education Board Complex, SAS Nagar, wherein it is stated that due to low percentage of minority students in accordance with the department's policy, the NOC of the petitioner has been rejected. Copy of the rejection letter dated 2.2.2024 addressed to the petitioner is also annexed with the said communication.

Learned counsel for the petitioner submitted that he is not aware about the said rejection letter.

Office is directed to supply a copy of the said letter to the learned counsel for the petitioner for filing rejoinder, if any.

Learned counsel for the petitioner has prayed for time to take instruction from his client and also to file rejoinder. Time prayed for is allowed.

In the interest of justice, list on 11.9.2024.

**DR. SHAHID AKHTER
MEMBER**