Immanuel Arasar College of Pharmacy, Edaivilagam, Nattalam, Marthandam, District Kanyakumari, Tamil Nadu – 629 195.

V/s.

Secretary, Health and Welfare Department, Namakkal Kavignar Maaligai, Secretariat, Chennai, Tamil Nadu – 600 009.

CASE NO. 175 OF 2023

Date: 18.09.2024

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

Despite sending reminder letter by post and also by email to members of the physical inspection committee, no physical inspection report received from them till now.

Learned counsel for the petitioner has stated that members of the physical inspection committee have already inspected petitioner institution.

Office is again directed that if the above-said inspection report is not received, then send afresh reminder letter by post and also by email 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.

List the matter on 21.11.2024

DR. SHAHID AKHTER MEMBER

Immanuel Arasar Ayurveda Medical College, Edaivilagam, Nattalam, Marthandam, District Kanyakumari, Tamil Nadu – 629 195.

V/s.

Secretary, Health and Welfare Department, Namakkal Kavignar Maaligai, Secretariat, Chennai, Tamil Nadu – 600 009.

CASE NO. 176 OF 2023

Date: 18.09.2024

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

Despite sending reminder letter by post and also by email to members of the physical inspection committee, no physical inspection report received from them till now.

Learned counsel for the petitioner has stated that members of the physical inspection committee have already inspected petitioner institution.

Office is again directed that if the above-said inspection report is not received, then send afresh reminder letter by post and also by email 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.

List the matter on 21.11.2024

DR. SHAHID AKHTER MEMBER

Taha School, 446/5, Musahib Ganj, Lucknow, Uttar Pradesh – 226 003.

V/s.

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

CASE NO. 133 OF 2023

Date: 18.09.2024

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

On 01.08.2024, physical inspection report has been received by post from the District Collector, Lucknow and copy of the aforementioned report has also been received through email from the District Minority Welfare Officer, Lucknow. Today both the documents are taken on record.

Learned counsel for the petitioner seeks some more time for filing notarized copies of all relevant documents. Time prayed for is allowed.

List the matter on 21.11.2024

DR. SHAHID AKHTER MEMBER

Paragon High School, Vattepally, Bahadurpura, District Hyderabad, Telangana – 500 053.

V/s.

Secretary, Minorities Welfare Department, Government of Telangana, Secretariat, Hyderabad.

CASE NO. 111 OF 2023

Date: 18.09.2024

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

Despite sending reminder letter by post and also by email to members of the physical inspection committee, no physical inspection report received from them till now.

Learned counsel for the petitioner has stated that members of the physical inspection committee have already inspected petitioner institution.

Office is again directed that if the above-said inspection report is not received, then send afresh reminder letter by post and also by email 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.

List the matter on 21.11.2024

DR. SHAHID AKHTER MEMBER

Shaheed Udham Singh Inter College, Rampur Kalan, Khutar, Shahjahanpur, Uttar Pradesh – 242 405.

V/s.

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

CASE NO. 109 OF 2023

Date: 18.09.2024

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

Though the matter was listed for final hearings but some variance was observed in the report and petition.

A bare reading of the physical inspection report makes it clear that during the academic year 2021-22, out of total 713 students, 93 students were from the Muslim minority community, 104 students were from the Sikh minority community and 516 students were Hindu. During the academic year 2022-23, out of total 898 students, 137 students were from the Muslim minority community, 122 students were from the Sikh minority community and 639 students were Hindu. It is relevant to mention here that during the academic year 2021-22 out of total 18 teachers 04 teachers are from Sikh minority community and 14 teachers are Hindu. During the academic year 2022-23, out of total 28 teachers, 06 teachers were from the Sikh minority community and 22 teachers were Hindu.

Whereas the information supplied by the petitioner with regard to students and teachers strength are different from the physical inspection report.

Learned counsel for the petitioner is directed to clarify the said inconsistency.

List the matter for further arguments on 21.11.2024.

DR. SHAHID AKHTER MEMBER

Sevaniketan Primary School, Gothada, Ta-Savil, Vadodara District, Gujarat – 391 770.

V/s.

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

CASE NO. 55 OF 2023

Date: 18.09.2024

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

Despite sending reminder letter by post and also by email to members of the physical inspection committee, no physical inspection report received from them till now.

Learned counsel for the petitioner has stated that members of the physical inspection committee have already inspected petitioner institution.

Office is again directed that if the above-said inspection report is not received, then send afresh reminder letter by post and also by email 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.

List the matter on 21.11.2024

DR. SHAHID AKHTER MEMBER

St. Mary's School, S.L.F. Ved Vihar, Sadullabad Village, Loni P.O., District Ghaziabad, Uttar Pradesh – 201 102.

V/s.

- 1. Additional Chief Secretary, Basic Education Department, Government of Uttar Pradesh.
- 2. Additional Chief Secretary, Secondary Education Department, Government of Uttar Pradesh.

CASE NO. 44 OF 2023

Date: 18.09.2024

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

In compliance of Commission's orders dated 24.07.2024, a detailed report of the petitioner institution has been filed by Sh. Satish Kumar Pandey, District Inspector of Schools, Ghaziabad, which is taken on record and it has been observed that the said detailed report is not in the format as prescribed by the Commission.

Consequently, the office is again directed to send afresh reminder letter by post and also by e-mail to the members of the physical inspection committee for sending the original physical inspection report in the format as prescribed by the Commission. Also direct them to send the same before the next date of hearing and the same should be signed by all the members of the physical inspection committee.

An internal communication has also been received from the District Minority Welfare Officer, Ghaziabad, through e-mail, which is also taken on record.

List the matter on 21.11.2024

DR. SHAHID AKHTER MEMBER

Nishwan Shahid Shikshan Sansthan, Village – Kachhara, Pawai, Azamgarh, Uttar Pradesh – 276 288.

V/s.

- 1. Additional Chief Secretary, School Education Department, Government of Uttar Pradesh.
- 2. Additional Chief Secretary, Minority Welfare and Waqf Department, Government of Uttar Pradesh.

CASE NO. 39 OF 2023

Date: 18.09.2024

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

Despite sending reminder letter by post and also by email to members of the physical inspection committee, no physical inspection report received from them till now.

Learned counsel for the petitioner has stated that members of the physical inspection committee have already inspected petitioner institution.

Office is again directed that if the above-said inspection report is not received, then send afresh reminder letter by post and also by email 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.

List the matter on 21.11.2024

DR. SHAHID AKHTER MEMBER

Ferrando School, Sengapather, PO/PS Mahadevpur, District Namsai, Arunachal Pradesh – 792 105.

V/s.

Secretary, Department of Education, Civil Secretariat, Itanagar, Arunachal Pradesh.

CASE NO. 23 OF 2023

Date: 18.09.2024

Present: Mr. Tariq Adeeb, Advocate for the petitioner. None for the respondent.

Though the matter is listed for final arguments but it has been observed that Certificate of Registration of the petitioner society expired on 14.10.2023.

Learned counsel for the petitioner is directed to file the updated Certificate of Registration of the petitioner society before the next date of hearing.

List the matter on 21.11.2024

DR. SHAHID AKHTER MEMBER

Mount Carmel Nursery and Primary School No. 1, Matha Kovil Street, Kovalam P.O., Thiruporur Union, District Kancheepuram, Tamil Nadu – 603 112.

V/s.

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

CASE NO. 243 OF 2022

Date: 18.09.2024

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

Despite sending reminder letter to Chief Secretary, Government of Tamil Nadu and members of physical inspection committee, by post and also by email, no physical inspection report received from them.

Learned counsel for the petitioner has stated that members of the physical inspection committee have inspected petitioner institution.

Office is again directed that if the above-said inspection report is not received, then send afresh reminder letter to the Chief Secretary of Government of Tamil Nadu in terms of orders dated 24.07.2024 and also reminder letter by post and also by e-mail to the members of the physical inspection committee for sending the inspection report duly signed by all the members of the physical inspection committee positively before the next date of hearing.

List the matter on 21.11.2024

DR. SHAHID AKHTER MEMBER

St. Anne's Nursery and Primary School, Thiruvalluvar Nagar, Lalgudi Trichy District, Tamil Nadu – 621 601.

V/s.

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

CASE NO. 119 OF 2022

Date: 18.09.2024

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

Despite sending reminder letter to Chief Secretary, Government of Tamil Nadu and members of physical inspection committee, by post and also by email, no physical inspection report received from them.

Learned counsel for the petitioner has stated that members of the physical inspection committee have already inspected petitioner institution.

Office is again directed that if the above-said inspection report is not received, then send afresh reminder letter to the Chief Secretary of Government of Tamil Nadu in terms of orders dated 24.07.2024 and also reminder letter by post and also by e-mail to the members of the physical inspection committee for sending the inspection report duly signed by all the members of the physical inspection committee positively before the next date of hearing, failing which, the petition shall stand ex-parte against the respondent.

List the matter on 21.11.2024

DR. SHAHID AKHTER MEMBER

Tiny Tots School, Darshan Enclave Civil Lines, Station Road, Ayodhya (Faizabad), Uttar Pradesh- 224 001. Vs.

Additional Chief Secretary, Basic Education Department, Government of Uttar Pradesh, Bapu Bhawan, 7th Floor, Lucknow, Uttar Pradesh- 220 001.

Case No. 217 of 2023

18.9.2024

Present: Mr. Prasanth Kulambil, Advocate for the petitioner. None for the respondent.

A communication dated 6.9.2024 has been received by post on 12.9.2024 from District Minority Welfare Officer, Ayodhya, which is taken on record. It is stated in the said communication that the petitioner institution has not provided relevant documents for conducting inspection.

An email dated 2.9.2024 has been received from District Minority Welfare Officer, Ayodhya forwarding therewith his letter dated 30.8.2024 sent to petitioner institution, which is also taken on record.

Learned counsel of the petitioner is directed to provide all the relevant documents to the physical inspection committee before conducting physical inspection of the petitioner institution.

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 27.11.2024.

DR. SHAHID AKHTER MEMBER

Linh Son Buddhist Inter College, Kushinagar, Uttar Pradesh- 274 403.

Vs.

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

Case No. 267 of 2023

18.9.2024

Present: Mr. Prasanth Kulambil, 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, no response/Physical inspection report has been received 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 27.11.2024.

DR. SHAHID AKHTER MEMBER

St. Teresa's of Avila School, Neyyattinkara, Thiruvananthapuram District, Kerala- 695 121.

Vs.

Director Directorate of Minority welfare Government of Kerala, 4th Floor, Vikas Bhavan, Thiruvanathapuram, Kerala, 695 033.

Case No. 287 of 2024

18.9.2024

Present: Mr. Yashvir Yadav, Advocate for the petitioner. None for the respondent.

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

List the case for final arguments on 20.11.2024.

DR. SHAHID AKHTER MEMBER

Union Christian Matriculation Higher Secondary School, No. 33, Nowroji Road, Chetpet, Chennai, Tamil Nadu- 600 031.

Vs.

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

Case No. 17 of 2024

18.9.2024

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

Learned counsel for the petitioner has filed notarized copy of the latest recognition order of the Union Christian Matriculation Higher Secondary School before the Commission's office on 6.9.2024, which is taken on record.

He has submitted that certified copies of all the relevant documents are already on record.

List the case for final arguments on 14.11.2024.

DR. SHAHID AKHTER MEMBER

UCA College of Para Medical Sciences, 30, Pachaiyappa's College Hostel Road, Chennai, Tamil Nadu- 600 031.

Vs.

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

Case No. 18 of 2024

18.9.2024

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

Learned counsel for the petitioner has filed notarized copy of the latest affiliation order of UCA College of Para Medical Sciences before the Commission's office on 12.9.2024, which is taken on record.

He has submitted that certified copies of all the relevant documents are already on record.

List the case for final arguments on 4.12.2024.

DR. SHAHID AKHTER MEMBER

St. John's School, Pachwal, Babhanauti, Sant Ravidas Nagar, Bhadohi, Uttar Pradesh- 221 401.

Vs.

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

Case No. 125 of 2024

18.9.2024

Present: Fr. Thomas Mathew for the petitioner. None for the respondent.

In compliance of Commission's earlier order dated 16.7.2024, Mr. Indra Mani Mishra has filed physical inspection report dated 6.7.2024 of District Inspector of Schools, Bhadohi, which is taken on record. The said report is not in the prescribed format of the Commission and also not signed by all the members of the Physical Inspection Committee.

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 duly signed by all the three members of the Physical Inspection Committee positively before the next date of hearing. A copy of the prescribed format may be sent along with the reminder letter.

In the interest of justice, list on 27.11.2024.

DR. SHAHID AKHTER MEMBER

Mount Carmel English Medium School, Shirthady, Mangalore Taluk, Dakshina Kannada District, Karnataka- 574 236.

Vs.

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

Case No. 220 of 2024

18.9.2024

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

Despite service of notice by registered AD and email, none appeared on behalf of the respondent even in second round and no reply has been filed by the respondent.

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.

Learned counsel for the petitioner is also directed to comply with the Commission's earlier order dated 16.7.2024.

In the interest of justice, list on 27.11.2024.

DR. SHAHID AKHTER MEMBER

St. Joseph's Upper Primary School (E.M.), Behind RCM Church, Prathipadu (M), East Godavari District, Andhra Pradesh- 533 432. Vs.

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

Case No. 221 of 2024

18.9.2024

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

Secretary, Minorities Welfare (SDM) Department, Andhra Pradesh vide his letter dated 21.8.2024 has sent six sets of counter affidavit, which were received before the Commission's office on 29.8.2024. The same are taken on record.

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

Despite service of notice by registered AD and email, none appeared on behalf of the respondent even in second round.

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 27.11.2024.

18.9.2024

Kristu Jayanti College of Law, K. Narayanpura, Kothanur P.O., Bangalore, Karnataka- 560 077. Vs.

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

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

An application has been received by hand on 6.9.2024 from Kristu Jayanti College of Law, K. Narayanpura, Kothanur P.O., Bangalore, Karnataka- 560 077 for grant of minority status certificate. It be registered.

2. It transpires from the petition that on 15.5.2024, 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, Sixth Floor, Multi Storeyed Building, Bengaluru, Karnataka- 560 001, which was received by the respondent on 18.5.2024. 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 already filed the proof of delivery of track consignment to the respondent.

4. The petitioner has filed notarized copy of letter dated 24.5.2024 issued by Bar Council of India granting affiliation to the petitioner institution for the academic year 2023-24.

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 Education). During the academic year 2021-22, out of 155 students, 51 students were from the Christian Minority Community and in the year 2022-23, out of 160 students, 50 students were from the Christian Minority Community and in the year 2023-24, out of total 173 students, 65 students were from the Christian minority community.

7. It transpires that the amendment in the Trust Deed of the petitioner Trust is 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 27.11.2024.

18.9.2024

S.J.N.S Jain Nursery & Primary School, No. 11 Panpipe Lane, Chennai, Tamil Nadu- 600 005 and Ors. Vs.

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

Present: None.

An application received from the Managing Trustee, Vidya Jyothi Trust, Chennai for grant of minority status certificate to three institutions namely (i) S.J.N.S. Jain Nursery & Primary School, No. 11 Panpipe Lane, Chennai, Tamil Nadu- 600 005, (ii) S.J.N.S. Jain Matriculation Hr. Sec. School, No. 16 & 17, Ganapathy Street, Triplicant, Chennai and (iii) S.J.N.S. Jain Nursery & Primary School, No. 115, Big Street, Triplicane, Chennai. It be registered.

2. It transpires from the record that the petitioner society has sent application dated 1.7.2023 for grant of No Objection Certificate before the State competent authority. As per Notice dated 10.5.2024 issued by Commission in F. No. 3-2/2020-NCMEI mentioning therein that the petitioner institution should apply for MSC within nine months from the date of submitting NOC application before the State Competent Authority. Hence, the petition is not maintainable.

3. Office is directed to send a letter to the petitioner directing him to file separate applications in respect of each institution. Send a copy of the prescribed format to the petitioner along with the letter.

The petition is disposed of accordingly.

DR. SHAHID AKHTER MEMBER