St. Aloysius English Medium School CBSE, Janum Angara, Ranchi Dist., Jharkhand – 836 103.

V/s.

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

CASE NO. 305 OF 2023

Date: 06.11.2024

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

Pleadings are complete. Learned counsel for the petitioner is heard. Reserved for orders.

DR. SHAHID AKHTER MEMBER

Ahmad Noor Memorial H.S. School, Vijay Place, Manik Bagh Road, Indore, Madhya Pradesh – 452 014.

V/s.

Secretary, Backward Classes and Minority Welfare Department, Government of M.P., Room No. 339, Mantralaya, Bhopal, M.P.

CASE NO. 263 OF 2023

Date: 06.11.2024

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

On 04.11.2024, a communication dated 28.10.2024 alongwith physical inspection report has been received by post from the Collector, Dist. Indore, M.P., which is taken on record.

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

List the matter for final arguments on 04.02.2025.

DR. SHAHID AKHTER MEMBER

IPS Academy, Bilidoz, Old Ranappur Road, Near Natural Residency, Jhabua, Madhya Pradesh – 457 661.

V/s.

Secretary, Backward Classes and Minority Welfare Department, Government of M.P., Room No. 339, Mantralaya, Bhopal, M.P.

CASE NO. 257 OF 2023

Date: 06.11.2024

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

Despite sending letter by post and email to the members of physical inspection committee, no response/ 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 directed that if the above-said inspection report is not received, then send reminder letter by post and also by e-mail to members of the physical inspection committee with a direction to reinspect the petitioner institution in terms of order dated 28.08.2024. Also direct them after re-inspection send the original physical inspection report duly signed by all the members of the said committee positively before the next date of hearing.

List the matter on 30.01.2025.

DR. SHAHID AKHTER MEMBER

St. Thomas School of Nursing, Jyothi Hospital Campus, Kuruda P.O., Balasore Dist., Orissa – 756 056.

V/s.

Director, Secondary Education, 6th Floor, HOD Building, Unit – V, Bhubaneswar, Khorda, Odisha.

CASE NO. 11 OF 2022

Date: 06.11.2024

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

At the request of learned counsel for the petitioner, one more opportunity is granted to him for filing updated recognition/ affiliation certificate issued by the concerned authority.

List the matter on 30.01.2025.

DR. SHAHID AKHTER MEMBER

Madarsa Rabiya Basari,Gram Manikpur, Post Ahraura, Dist. Mirzapur, U.P. – 231 301.

V/s.

- 1. Principal Secretary, Department of School Education, Government of U.P.
- 2. Additional Chief Secretary, Department of School Education, Government of U.P.
- 3. Additional Chief Secretary, Minority Welfare and Waqf Department, Government of U.P.

CASE NO. 115 OF 2021

Date: 06.11.2024

Present: None.

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

Office is directed that if the above-said inspection report is not received, then send afresh reminder letter by post and also by e-mail to members of the physical inspection committee with a direction to re-inspect the petitioner institution in terms of order dated 28.08.2024. Also direct them after re-inspection send the original physical inspection report duly signed by all the members of the said committee positively before the next date of hearing.

Office is also directed to write a letter to petitioner for filing updated recognition order issued by the competent authority of State of U.P.

List the matter on 30.01.2025.

DR. SHAHID AKHTER MEMBER

Madarsa Farooqiya, Gram Chitbishram Gramsabha Baradeehpost, Ahraura Dist. Mirzapur, U.P. – 231 301.

V/s.

- 1. Principal Secretary, Department of School Education, Government of U.P.
- 2. Additional Chief Secretary, Department of School Education, Government of U.P.
- 3. Additional Chief Secretary, Minority Welfare and Waqf Department, Govt. of U.P.

CASE NO. 114 OF 2021

Date: 06.11.2024

Present: None.

On 30.10.2024, a copy of communication dated 26.10.2024 alongwith physical inspection report has been received by post from the District Magistrate, Mirzapur, which is taken on record.

Column nos. 8 & 9 of the said report has been left blank by the members of the said committee. It is stated in the said report that the petitioner Madarsa was found closed at the time of inspection.

Office is directed to send copy of the said report to petitioner with a direction to appear before the Commission on the date fixed for hearing. Also direct him to file updated recognition order issued by the competent authority of State of U.P.

List the matter on 30.01.2025.

DR. SHAHID AKHTER MEMBER

Madarsa Tahzibul Islam, Moh. Patwatola, Ahraura Dist. Mirzapur, U.P. – 231 301.

V/s.

- 1. Principal Secretary, Department of School Education, Government of U.P.
- 2. Additional Chief Secretary, Department of School Education, Government of U.P.
- 3. Additional Chief Secretary, Minority Welfare and Waqf Department, Govt. of U.P.

CASE NO. 116 OF 2021

Date: 06.11.2024

Present: None.

On 30.10.2024, a communication dated 26.10.2024 alongwith physical inspection report has been received by post from the District Magistrate, Mirzapur, which is taken on record.

Column nos. 8 & 9 of the said report has been left blank by the members of the said committee. It is stated in the said report that the petitioner Madarsa was found closed at the time of inspection.

Office is directed to send copy of the said report to petitioner with a direction to appear before the Commission on the date fixed for hearing. Also direct him to file updated recognition order issued by the competent authority of State of U.P.

List the matter on 30.01.2025.

DR. SHAHID AKHTER MEMBER

Dheeraj International School, Plot No. 1, Sector 10, 1 Atal Bihari Vajpayee Marg, PCNDTA, Bhosari, Pune, Maharashtra.

V/s.

Joint Secretary, Minorities Development Department (Annexe), Mumbai, Government of Maharashtra.

CASE NO. 77 OF 2020

Date: 06.11.2024

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

Though this case was listed for final arguments. It has been observed that name of 7 members is mentioned in the amended Memorandum of Association of the petitioner society whereas name of four members is mentioned in the Governing Body of Board Resolution of the petitioner society.

On perusal of the said Board Resolution it appears that Mrs. Kantadur Popatlal Karnavat is the Vice President, Mrs. Sandhya Pradeep Karnavat is the Treasurer and Mr. Aakash Pradeep Karnavat is the Member. On the contrary, amended Memorandum of Association of the petitioner society mentions the name of Sh. Sandip Popatlal Karnavat as Vice President, Sh. Sanjay Multanchand Kaswa as Treasurer. Thus, there is an apparent inconsistency between the factual position stated in the amended MOA and Board of Resolution of the petitioner society.

Learned counsel for the petitioner seeks time to take instruction from his client and file clarification about the said inconsistency. Time prayed for is allowed.

List the matter on 29.01.2025.

DR. SHAHID AKHTER MEMBER

St. Anne's Matriculation Higher Secondary School, J.N. Road, Behind R.C. Church, Thiruvallur Dist., Tamil Nadu – 602 001.

V/s.

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

CASE NO. 826 OF 2019

Date: 06.11.2024

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

Pleadings are complete. Learned counsel for the petitioner is heard. Reserved for orders.

DR. SHAHID AKHTER MEMBER

St. Anne's Matriculation School, Choodapuram, Belathur P.O., Hosur T.K., Bagalur, Krishangiri District, Tamil Nadu – 635 124.

V/s.

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

CASE NO. 824 OF 2019

Date: 06.11.2024

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

On 30.10.2024, learned counsel for the petitioner filed clarification affidavit in terms of orders dated 17.10.2024, which is taken on record.

List the case for further arguments on 04.02.2025.

DR. SHAHID AKHTER MEMBER

Jain Mission Vidhyalaya Nursery and Primary School, No. 133, Anna Pillai Street, Chennai, Tamil Nadu.

V/s.

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

CASE NO. 107 OF 2019

Date: 06.11.2024

Present: None.

Despite sending reminder letter to Chief Secretary of Government of T.N. and members of physical inspection committee, no response/ physical inspection report received from them till now.

Office is directed that if the above-said inspection report is not received, then send afresh reminder letter by post to Chief Secretary of Government of T.N. in terms of orders dated 28.08.2024 and also send afresh reminder letter by post and by email to members of the physical inspection committee for sending the original physical inspection report duly signed by all the members of the said committee positively before the next date of hearing.

List the matter on 29.01.2025.

DR. SHAHID AKHTER MEMBER

St. Joseph's Industrial School, Kumananchavadi, Poonamallee, Chennai, Tamil Nadu- 600 056.

Vs.

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

Case No. 306 of 2023

6.11.2024

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, no response/Physical inspection report has been received from the members of the Physical Inspection Committee till now.

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

Office is directed to issue reminder letter again by post and email to the members of the Physical Inspection Committee for sending the physical inspection report positively before the next date of hearing. A copy of the reminder letter be provided to the learned counsel for the petitioner for pursuing the matter.

In the interest of justice, list on 30.1.2025.

DR. SHAHID AKHTER MEMBER

St. Joseph's Industrial School, 100, Portuguese Church Street, George Town, Chennai, Tamil Nadu- 600 001.

Vs.

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

Case No. 307 of 2023

6.11.2024

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, no response/Physical inspection report has been received from the members of the Physical Inspection Committee till now.

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

Office is directed to issue reminder letter again by post and email to the members of the Physical Inspection Committee for sending the physical inspection report positively before the next date of hearing. A copy of the reminder letter be provided to the learned counsel for the petitioner for pursuing the matter.

In the interest of justice, list on 30.1.2025.

DR. SHAHID AKHTER MEMBER

Sana Smart Matriculation School, No. 13/3B, Perambur High Road, First Street, Jamalia, Chennai, Tamil Nadu- 600 012. Vs.

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

Case No. 93 of 2024

6.11.2024

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, no response/Physical inspection report has been received from the members of the Physical Inspection Committee till now.

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

Office is directed to issue reminder letter again by post and email to the members of the Physical Inspection Committee for sending the physical inspection report positively before the next date of hearing. A copy of the reminder letter be provided to the learned counsel for the petitioner for pursuing the matter.

In the interest of justice, list on 30.1.2025.

DR. SHAHID AKHTER MEMBER

St. Michael's Primary School, Vethakarankudiyiruppu, Edalakudy Post, Agasteeswaram T.K., Nagercoil, Kanyakumari District, Tamil Nadu- 629 002.

Vs.

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

Case No. 94 of 2024

6.11.2024

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

On 30.10.2024, learned counsel for the petitioner has filed application under Order VIII Rule 9 along with Section 151 of CPC read with Section 12 of the NCMEI Act, 2004 to accept the Rejoinder Affidavit along with envelope and postal stamp for sending notice to the respondent. The said documents are taken on record.

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

Despite sending 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.

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. A copy of the reminder letter be provided to the learned counsel for the petitioner for pursuing the matter.

In the interest of justice, list on 30.1.2025.

DR. SHAHID AKHTER MEMBER

St. Michael's High School, Vethakarankudiyiruppu, Edalakudy Post, Agasteeswaram T.K., Nagercoil, Kanyakumari District, Tamil Nadu- 629 002.

Vs.

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

Case No. 95 of 2024

6.11.2024

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, no response/Physical inspection report has been received from the members of the Physical Inspection Committee till now.

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

Office is directed to issue reminder letter again by post and email to the members of the Physical Inspection Committee for sending the physical inspection report positively before the next date of hearing. A copy of the reminder letter be provided to the learned counsel for the petitioner for pursuing the matter.

In the interest of justice, list on 30.1.2025.

DR. SHAHID AKHTER MEMBER

St. Joseph's Matriculation School, Kelamangalam Main Road, Denkanikottai, Krishnagiri District, Tamil Nadu- 635 107.

Vs.

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

Case No. 249 of 2024

6.11.2024

Present: Mr. Jose Abraham, 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 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 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 has prayed for time to file certified copies of all the relevant documents. Time prayed for is allowed.

St. Joseph's Nursery and Primary School, No. 21, Mariamman Koil Street, Ponmalaipatti, Trichy District, Tamil Nadu- 620 004.

Vs.

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

Case No. 250 of 2024

6.11.2024

Present: Mr. Jose Abraham, 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 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 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 has prayed for time to file certified copies of all the relevant documents. Time prayed for is allowed.

Servite Matriculation Higher Secondary School, Keelapudur, Trichy District, Tamil Nadu- 620 001.

Vs.

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

Case No. 251 of 2024

6.11.2024

Present: Mr. Jose Abraham, 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 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 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 has prayed for time to file certified copies of all the relevant documents. Time prayed for is allowed.

St. Joseph's School, Y.M.R. Patty, Dindigul District, Tamil Nadu-624 001.

Vs.

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

Case No. 252 of 2024

6.11.2024

Present: Mr. Jose Abraham, 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 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 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 has prayed for time to file certified copies of all the relevant documents. Time prayed for is allowed.