Amala Aided Primary School, Vimalapuri, Thokkampatti P.O., Dharmapuri Dist., Tamil Nadu – 636 705.

V/s.

Principal Secretary, School Education Department, Government of T.N., Rina Road, Fort St. George, Secretariat, Chennai, T.N.

CASE NO. 324 OF 2023

Date: 07.11.2024

Present: Mr. Jose Abraham, 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 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 on 04.02.2025.

DR. SHAHID AKHTER MEMBER

St. Anne's Matriculation Higher Secondary School No. 495, T.H. Road, Ramana Nagar, B.D. Office, Minjur, Ponneri T.K., Thiruvallur District, Tamil Nadu – 601 203.

V/s.

The Principal Secretary, School Education Department, Government of T.N., Fort St. George, Secretariat, Chennai, T.N.-600 009.

CASE NO. 827 OF 2019

Date: 07.11.2024

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 Higher Secondary School, 23, Gandhi Nagar, Kumbakonam, Thanjavur Dist., Tamil Nadu – 612 001.

V/s.

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

CASE NO. 118 OF 2022

Date: 07.11.2024

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

At request, last and final opportunity is granted to the petitioner to comply with the Commission's order dated 27.03.2024, failing which, the petition shall stand dismissed for want of action on part of the petitioner.

List on 27.02.2025.

DR. SHAHID AKHTER MEMBER

St. Francis D Assisi Matriculation Higher Secondary School, Santhaimedu, Tindivanam, Villupuram Dist., Tamil Nadu – 604 001.

V/s.

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

CASE NO. 157 OF 2023

Date: 07.11.2024

Present: Mr. Jose Abraham, 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 for sending the original physical inspection report duly signed by all the members of the said committee positively before the next date of hearing.

At request, last and final opportunity is granted to learned counsel for the petitioner to file updated recognition order by appropriate authority.

List on 04.02.2025.

DR. SHAHID AKHTER MEMBER

St. Francis Matriculation Higher Secondary School, Vellalanvilai, North Soorankudy P.O., Nagercoil, Kanyakumari Dist., Tamil Nadu – 629 501.

V/s.

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

CASE NO. 158 OF 2023

Date: 07.11.2024

Present: Mr. Jose Abraham, 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 for sending the original physical inspection report duly signed by all the members of the said committee positively before the next date of hearing.

At request, last and final opportunity is granted to learned counsel for the petitioner to file updated recognition order by appropriate authority.

List on 04.02.2025.

DR. SHAHID AKHTER MEMBER

Somerville International School, A-07, Sector 132, Expressway Noida, Distt. Gautam Budh Nagar, Uttar Pradesh – 201 301.

V/s.

Additional Chief Secretary, Secondary Education Department, Government of Uttar Pradesh, Vidya Bhawan, Nishatganj, Lucknow, Uttar Pradesh – 226 001.

CASE NO. 248 OF 2023

Date: 07.11.2024

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

Mother Teresa Higher Secondary School, 576, W-Block, Keshav Nagar, Kanpur, District Kanpur Nagar, Uttar Pradesh – 208 014.

V/s.

Additional Chief Secretary, Secondary Education Department, Government of Uttar Pradesh, Vidya Bhawan, Nishatganj, Lucknow, Uttar Pradesh – 226 001.

CASE NO. 250 OF 2023

Date: 07.11.2024

Present: Mr. P. Kulambil, 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. Xaviers School, Ganjyawar, Bachedi P.O., Chakarnagar, Etawah District, Uttar Pradesh – 206 125.

V/s.

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

CASE NO. 293 OF 2023

Date: 07.11.2024

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

Learned counsel for the petitioner has submitted that in terms of orders dated 29.08.2024 he has filed updated society registration certificate before the Commission's office on 06.11.2024. The same is not placed in the file.

Office is directed that if the said society registration certificate has been received on behalf of the petitioner then place the same in the record of this case.

List for further arguments on 04.02.2025.

DR. SHAHID AKHTER MEMBER

Our Lady of Fatima Convent School, Chaura Seel Road, Assarpur-Budhanpur, Patiala, Punjab – 147 021.

V/s.

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.

CASE NO. 308 OF 2023

Date: 07.11.2024

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

A communication dated 27.08.2024 addressed to the District Social Justice & Empowerment Office–cum-Member Secretary, Patiala has been received by post on 02.09.2024, which is selfexplanatory and is taken on record.

Learned counsel for the petitioner 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

Mother of Hope High School, Vapi, Valsad, Gujarat – 396 191.

V/s.

Deputy Director, Directorate of Schools, Old Sachivalaya Block, 9/1, Gandhinagar, Gujarat.

CASE NO. 319 OF 2023

Date: 07.11.2024

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

Despite sending afresh notice by post and email to the respondent, no reply/ response has been received on behalf of respondent.

Office is directed to issue final notice to the respondent in terms of orders dated 29.08.2024.

List on 04.02.2025.

DR. SHAHID AKHTER MEMBER

Ajmani Public School, Shyam Nagar Colony, Sitapur Road, Lakhimpur-Kheri, Uttar Pradesh – 262 701.

V/s.

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

CASE NO. 04 OF 2024

Date: 07.11.2024

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

Order dictated separately and pronounced, which reads as under: -

Relying on the said unrebutted evidence produced on behalf of the petitioner, we find and hold that the Ajmani Public School, Shyam Nagar Colony, Sitapur Road, Lakhimpur-Kheri, Uttar Pradesh, run by the Ajmani Educational Society, is eligible for grant of minority status on religious basis. The evidence also proves that the said educational institution was established with the main objective of sub-serving the interests of the Sikh minority community.

Consequently, Ajmani Public School, Shyam Nagar Colony, Sitapur Road, Lakhimpur-Kheri, Uttar Pradesh, is declared as an unaided minority educational institution covered under Article 30 of the Constitution of India within the meaning of Section 2(g) of the National Commission for Minority Educational Institutions Act, 2004 subject to the condition that the petitioner would file an affidavit for undertaking to the fact that the petitioner institution shall not deny admission of eligible candidate of the Sikh minority community subject to the eligibility of the students and availability of the accommodation in the petitioner institution. If the petitioner institution failed to comply the above order of this Commission within a period of three months from the date of order passed by this Commission then the petition filed by the petitioner for grant of msc will be automatically deemed to be dismissed.

After compliance of the above order, a minority status certificate be issued accordingly.

In view of the above, the present petition is disposed of in accordance with this order.

DR. SHAHID AKHTER MEMBER

Christ Collegiate School, At Mission Road, Buxi Baxzar P.O. & P.S., Lalbag, Cuttack District, Odisha – 751 001. V/s.

The Director, Secondary Education, 6th Floor, HOD Building, Unit – V, Bhubaneswar, Khurdha, Odisha – 751 001.

CASE NO. 323 OF 2023

Date: 07.11.2024

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

Learned counsel for the petitioner has filed a copy of letter dated 20.07.2024 of the District Welfare Officer, Cuttack addressed to the Under Secretary of this Commission and letter dated 07.10.2024 of the Collector, Cuttack addressed to the Section Officer of this Commission, requesting therein necessary guideline/ resolution/ notification so that proper enquiry can be conducted to ascertain the status of educational institutions eligible to get minority status and recommendation can be sent accordingly.

Learned counsel for the petitioner reports that the said original letters were sent to the Commission, which is not placed on the record of this case.

Secretary of the Commission is directed to enquire the matter as to whether the Commission has received said communications. If the same were received then official concerned be warned for the serious lapse and also direct him/her to file explanation as to why such document was not placed on the record of this case file.

In this case physical inspection committee has been constituted vide order dated 05.03.2024.

Office is directed to intimate the Collector, Cuttack that there is no guidelines/ resolution/ notification as sought by them in their letter dated 07.10.2024 and he has to send information in the prescribed format after conducting inspection of petitioner institution. Office is directed to write a letter to him mentioning therein that this Commission is a quasi judicial body and has powers of a civil court. This Commission can call for information or report from the Central Government or any State Government or any other authority or organization as per the power defined in the NCMEI Act, 2004.

Office is also directed to send reminder letter by post and also by e-mail to members of the physical inspection committee for sending the original physical inspection report in the format as prescribed by the Commission, positively before the next date of hearing. The said report duly signed by all the members of the said committee. A copy of the prescribed format be enclosed with the said reminder letter.

Copy of the reminder letter be furnished to learned counsel for the petitioner for pursing the matter with the members of physical inspection committee.

In the interest of justice, list on 04.02.2025.

DR. SHAHID AKHTER MEMBER

Insan Girls Secondary School, Shiksha Nagar, Kishanganj, Bihar.

Vs.

- 1. State of Bihar through Director, Secondary & Senior Secondary Education, Ground Floor, Vikas Bhawan, New Secretariat, Daily Road, Patna, Bihar- 800 015.
- 2. Secretary, Bihar Vidyalaya Pariksha Samiti, Patna, Bihar.

Misc. Case No. 05 of 2023

7.11.2024

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

Learned counsel for the petitioner has submitted that he 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 before the Commission's office.

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

In the interest of justice, list on 4.2.2025.

DR. SHAHID AKHTER MEMBER

Akal Academy Telipura, P.O. Choukhandi, Via Kashipur, Tehsil Tanda, District Rampur, Uttar Pradesh- 244 713. Vs.

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

Case No. 96 of 2024

Uttar Pradesh- 226 001.

7.11.2024

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

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.

Learned counsel for the petitioner has submitted that the members of the Physical Inspection Committee have 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. 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 4.2.2025.

DR. SHAHID AKHTER MEMBER

Baring Union Christian College, Jalandhar Road, Batala, Gurdaspur, Punjab- 143 505.

Vs.

Additional Chief Secretary Higher Education and Languages Punjab Punjab Civil Secretariat-II, Sector-9A, Chandigarh.

Case No. 126 of 2024

7.11.2024

Present: Mr. Bibin John, Advocate for the petitioner. None for the respondent.

Learned counsel for the petitioner has prayed for time to comply with the Commission's earlier order dated 29.8.2024. Time prayed for is allowed.

In the interest of justice, list on 4.2.2025.

DR. SHAHID AKHTER MEMBER

Vimala (EM) High School, Yerragunta, Sirvella Mandal, Kurnool District, Andhra Pradesh- 518 510. Vs.

Secretary, Minorities Welfare Department, 3rd Floor, A.P. Secretariat, Velagapudi, Amaravati, Andhra Pradesh.

Case No. 195 of 2024

7.11.2024

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

Learned counsel for the petitioner has prayed for time to file rejoinder. Time prayed for is allowed.

In the interest of justice, list on 4.2.2025.

DR. SHAHID AKHTER MEMBER

Green Field Public School, Village Lafuri, Post Office Singar, Punhana, District Nuh, Haryana- 122 508.

Vs.

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

Case No. 196 of 2024

7.11.2024

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

An internal communication dated 14.8.2024 has been received by post on 2.9.2024 from Director Secondary Education, Directorate of School Education, Haryana, which is taken on record.

Same communication dated 9.9.2024 has been received on 17.9.2024 from Director Secondary Education, Directorate of School Education, Haryana, which is also taken on record.

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.

Learned counsel for the petitioner has submitted that the members of the Physical Inspection Committee have 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. 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 4.2.2025.

Tarbiyyah World School, Aasar E Rahmat Wadi E Ismaeel, Doharra, Aligarh, Uttar Pradesh- 202 001.

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

Case No. 197 of 2024

7.11.2024

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

Learned counsel for the petitioner has filed original Governing Body Resolution before the Commission's office on 18.9.2024, which is taken on record.

Office is directed to enquire as to why the notice was not sent to the respondent though the petitioner has complied the Commission's order dated 15.5.2024 and submitted the said document on 18.9.2024 and submit the report before the next date of hearing.

Office is also directed to issue notice to the respondent by registered AD/email.

In the interest of justice, list on 4.2.2025.

DR. SHAHID AKHTER MEMBER

Rosary Sr. Sec. School, Kheri Manajat, Sonipat District, Haryana-131 103.

Vs.

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

Case No. 198 of 2024

7.11.2024

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

An email dated 4.11.2024 has been received from DSWO, Sonipat enclosing therewith letter dated 4.11.2024 and 23.10.2024, which are taken on record. It is stated in the said letter that the petitioner institution has not furnished required documents for conducting physical inspection of the petitioner institution. Learned counsel for the petitioner is directed to furnish all the relevant documents to the members of the physical inspection committee.

A letter dated 21.8.2024 has been received on 29.8.2024 from Director Secondary Education, Directorate of School Education, Haryana, requesting for adjournment of three months, which is taken on record.

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 4.2.2025.

DR. SHAHID AKHTER MEMBER

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

Vs.

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

Case No. 199 of 2024

7.11.2024

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

An internal communication dated 7.10.2024 has been received by post on 15.10.2024 from Director Secondary Education, Directorate of School Education, Haryana, which is taken on record.

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.

In the interest of justice, list on 4.2.2025.

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

Vs.

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

Case No. 200 of 2024

7.11.2024

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

An email dated 2.9.2024 has been received from office of the Secretary Education, Chandigarh Administration stating that the matter does not pertain to the Education Department, Chandigarh Administration, which is taken on record.

An internal communication dated 25.9.2024 has been received by post on 15.10.2024 from Director Secondary Education, Directorate of School Education, Haryana, which is taken on record.

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.

In the interest of justice, list on 4.2.2025.

DR. SHAHID AKHTER MEMBER

Servite Matriculation Higher Secondary School, 43/1A, Sathya Street, Samathanapuram, Palayamkottai, Tirunelveli District, Tamil Nadu-627 002.

Vs.

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

Case No. 253 of 2024

7.11.2024

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.

In the interest of justice, list on 4.2.2025.

DR. SHAHID AKHTER MEMBER