

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

**Crescent International School, Bario (Knowledge Village), Govindpur,
Dhanbad, Jharkhand- 828 109.**

Vs.

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

Case No. 05 of 2023

12.11.2024

Present: Mr. Prasanth Kulambil, 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 3.9.2024. Time prayed for is allowed.

In the interest of justice, list on 5.2.2025.

**DR. SHAHID AKHTER
MEMBER**

MD

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

**Madarsa Mo. Shahid Shikshan Sansthan, Village Kachhara, Pawai,
Azamgarh, Uttar Pradesh- 276 288.**

Vs.

**1. Additional Chief Secretary, Department of School Education,
Government of Uttar Pradesh, Bahu Khandi, Secretariat, Lucknow, Uttar
Pradesh- 226 001.**

**2. Additional Chief Secretary, Minority Welfare and Waqf Department,
Government of Uttar Pradesh.**

Case No. 41 of 2023

12.11.2024

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

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The petition is disposed of as withdrawn.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**

MD

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

**St. Xavier's English Medium School, Simrawari Bhel, Jhansi District,
Uttar Pradesh- 284 129.**

Vs.

**Additional Chief Secretary, Department of Secondary Education,
Government of Uttar Pradesh, Bahu Khandi, Secretariat, Lucknow, Uttar
Pradesh- 226 001.**

Case No. 75 of 2023

12.11.2024

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

Learned counsel for the petitioner has filed clarification affidavit by hand before the Commission's office on 22.10.2024, which is taken on record.

He has prayed for time to file one more clarification affidavit. Time prayed for is allowed.

In the interest of justice, list on 5.2.2025.

**DR. SHAHID AKHTER
MEMBER**

MD

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

Nomania Moinul Islam Primary School, Gali Rajan, Farash Khana, Delhi-110 006.

Vs.

Assistant Director of Education (Act), Directorate of Education, Government of NCT of Delhi, Room No. 214-A, Old Secretariat, Delhi-110 054.

Case No. 86 of 2023

12.11.2024

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

Heard learned counsel for the petitioner. Reserved for orders.

**DR. SHAHID AKHTER
MEMBER**

MD

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

**St. Patrick Academy, Poliganj Village, Post Majhola, Tehsil Khatima, District
Udham Singh Nagar, Uttarakhand- 262 302.**

Vs.

**Incharge Secretary, Higher Education, Uttarakhand Government, Room No. 7,
Ground Floor, Late Soban Singh Jeena Bhawan (SBI Bank Building), Uttarakhand
Secretariat, Uttarakhand.**

Case No. 159 of 2023

12.11.2024

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

Learned counsel for the petitioner has filed notarized copy of the latest Registration Certificate of the petitioner society before the Commission's office on 6.11.2024, which is taken on record.

A communication dated 22.10.2024 has been received from Assistant Secretary, Higher Education, Government of Uttarakhand, which was received by post before the Commission's office on 30.10.2024. The same is taken on record. It is stated in the said communication that the matter does not pertain to the said department and requested that Secretary, School Education Department, Government of Uttarakhand may be impleaded as party in the case.

Vide Notification dated 27.5.2019 issued by Principal Secretary, Higher Education, Uttarakhand, Incharge Secretary, Higher Education, Uttarakhand Government was notified as competent authority under Section 10 of the NCMEI Act, 2004 for granting NOC to higher educational institutions. The State has not notified competent authority under Section 10 of the NCMEI Act, 2004 for granting NOC to schools.

Despite sending letter by post to the Chief Secretary and letter by post and e-mail to the members of the Physical Inspection Committee, no response/Physical inspection report has been received from them till now.

Office is directed to send reminder letter by post and email to the Chief Secretary, Uttarakhand with a request to direct the members of the Physical Inspection Committee to send the Physical Inspection Report positively before the next date of hearing.

Office is also 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. Copy of both the reminder letters be provided to the learned counsel for the petitioner for pursuing the matter.

In the interest of justice, list on 5.2.2025.

**DR. SHAHID AKHTER
MEMBER**

MD

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

St. Francis E.M. High School, Carmelpuram, Polavaram (V & M), West Godavari District, Andhra Pradesh- 534 315.

Vs.

Secretary to Government, Government of Andhra Pradesh, Minorities Welfare Department, 3rd Floor, Andhra Pradesh Secretariat, Velagapudi, Amaravati, Andhra Pradesh- 522 503.

Case No. 173 of 2023

12.11.2024

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, 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 5.2.2025.

**DR. SHAHID AKHTER
MEMBER**

MD

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

**Divine Mercy School, Mavi Road, Orai, Jalaun District, Uttar Pradesh-
258 001.**

Vs.

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

Case No. 202 of 2023

12.11.2024

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

Heard learned counsel for the petitioner at some length.

List for further arguments on 5.2.2025.

**DR. SHAHID AKHTER
MEMBER**

MD

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

**Islamic School of Rampur, Ghair Najju Khan, Rampur, Uttar Pradesh-
201 301.**

Vs.

**Additional Chief Secretary/ Principal Secretary/ Secretary, Basic
Education, Government of Uttar Pradesh, Vidya Bhawan, Nishatganj,
Lucknow- 226 007.**

Case No. 309 of 2023

12.11.2024

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 already 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. 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 5.2.2025.

**DR. SHAHID AKHTER
MEMBER**

MD

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

**Fatima School, Sirsiya Farm, Balrampur District, Uttar Pradesh-
271 201.**

Vs.

**Additional Chief Secretary, Secondary Education Department,
Government of Uttar Pradesh, Bahukhandi, Secretariat, Lucknow, Uttar
Pradesh- 226 001.**

Case No. 310 of 2023

12.11.2024

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

Learned counsel for the petitioner has filed updated Certificate of Registration of the St. Joseph's Catholic Education Society before the Commission's office on 30.10.2024, which is taken on record.

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 again 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. 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 5.2.2025.

**DR. SHAHID AKHTER
MEMBER**

MD

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

**St. Ann's High School, Rangampalli, (M) Peddapalli, Karimnagar,
Peddapalli District, Telangana- 505 172.**

Vs.

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

Case No. 98 of 2024

12.11.2024

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

District Education Officer (FAC), Peddapalli, School Education Department, Government of Telangana vide letter dated 2.9.2024 has sent Physical Inspection Report along with some documents, which was received before the Commission's office on 10.9.2024. The same is taken on record.

Two email dated 2.9.2024 and 20.9.2024 have also been received from DEO, Peddapalli forwarding therewith copy of Physical Inspection Report. The same are also 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**

MD

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

Emmanuel Church Inter College, Utraula, Balrampur District, Uttar Pradesh- 271 604.

Vs.

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

Case No. 99 of 2024

12.11.2024

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 again 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. 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 5.2.2025.

**DR. SHAHID AKHTER
MEMBER**

MD

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

St. Ann's High School (E.M.), Kazipet, Warangal District, Telangana- 506 003.

Vs.

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

Case No. 100 of 2024

12.11.2024

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

A letter dated 20.4.2024 has been received on 25.4.2024 from Special Secretary, Minorities Welfare (ESTT-II) Department, Government of Telangana, which is taken on record. A letter dated 29.4.2024 has earlier been received from the said office on the similar lines which was taken on record on 15.5.2024, copy of which has already been furnished to the learned counsel for the petitioner.

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

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

In the interest of justice, list on 5.2.2025.

**DR. SHAHID AKHTER
MEMBER**

MD

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

**St. Joseph's EM High School, Pattikonda (V&M), Kurnool District,
Andhra Pradesh- 518 380.**

Vs.

**Secretary, Department of Minorities Welfare, Government of Andhra
Pradesh, 3rd Floor, A.P. Secretariat, Velagapudi, Amravati, Andhra
Pradesh.**

Case No. 106 of 2024

12.11.2024

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

District Educational Officer, Kurnool vide letter dated 1.11.2024 has sent Physical Inspection Report along with some documents, which was received by post before the Commission's office on 6.11.2024. The same is taken on record.

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 6.2.2025.

**DR. SHAHID AKHTER
MEMBER**

MD

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

**Vimala EM Primary School, Govindapalli (V), Sirvel (M), Nandyal District,
Andhra Pradesh.**

Vs.

**Secretary, Department of Minorities Welfare, Government of Andhra
Pradesh, 3rd Floor, A.P. Secretariat, Velagapudi, Amravati, Andhra
Pradesh.**

Case No. 107 of 2024

12.11.2024

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.

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. 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 5.2.2025.

**DR. SHAHID AKHTER
MEMBER**

MD

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

**Allwyn Mount Carmel EM High School, Nandalur (M), YSR District,
Andhra Pradesh- 516 150.**

Vs.

**Secretary, Department of Minorities Welfare, Government of Andhra
Pradesh, 3rd Floor, A.P. Secretariat, Velagapudi, Amravati, Andhra
Pradesh.**

Case No. 108 of 2024

12.11.2024

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

An internal communication dated 26.9.2024 has been received on 3.10.2024 from District Educational Officer, YSR District, Kadapa, which is taken on record.

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.

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. 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 5.2.2025.

**DR. SHAHID AKHTER
MEMBER**

MD

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

**Sanjoe English Medium High School, Dhone (M), Kurnool District,
Andhra Pradesh- 518 222.**

Vs.

**Secretary, Department of Minorities Welfare, Government of Andhra
Pradesh, 3rd Floor, A.P. Secretariat, Velagapudi, Amravati, Andhra
Pradesh.**

Case No. 109 of 2024

12.11.2024

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. 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 5.2.2025.

**DR. SHAHID AKHTER
MEMBER**

MD

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

St. Xavier's World School, Kaland Chungi, Sardhana, Meerut, Uttar Pradesh- 250 001.

Vs.

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

Case No. 110 of 2024

12.11.2024

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. 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 5.2.2025.

**DR. SHAHID AKHTER
MEMBER**

MD

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

**St. Joseph's Matric. Hr. Sec. School, Veerakoil, Veeraragavapuram P.O.,
Thiruvallur District, Tamil Nadu- 631210.**

Vs.

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

Case No. 272 of 2024

12.11.2024

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

In compliance of Commission's earlier order dated 24.10.2024, learned counsel for the petitioner has filed fresh affidavit of Mrs. Mary Christilda in support of the averments made in the petition before the Commission's office on 7.11.2024, which is taken on record.

Learned counsel for the petitioner again prayed for time to file certified copies of all the relevant documents. Time prayed for is allowed.

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

In the interest of justice, list on 5.2.2025.

**DR. SHAHID AKHTER
MEMBER**

MD

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

**St. George English Medium School, Mannarkunnu,
Sreekandamangalam P.O., Kottayam District, Kerala- 686 562.**

Vs.

**Director, Directorate of Minority Welfare, Vikas Bhavan,
thiruvananthapuram, Kerala.**

Case No. 273 of 2024

12.11.2024

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

Learned counsel for the petitioner has filed Original Trust Deed dated 3.6.2016, amended Trust Deed dated 14.9.2018 and list of latest trustees of St. George Education and Welfare Charitable Trust before the Commission's office on 6.11.2024. The same have been verified.

Office is directed to return the original documents to the learned counsel for the petitioner.

Heard learned counsel for the petitioner. Reserved for orders.

**DR. SHAHID AKHTER
MEMBER**

MD

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

12.11.2024

St. Francis De Sales College, Electronics City Post, Bangalore, Karnataka-560 100.

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 25.10.2024 through Mr. Jose Abraham, Advocate for grant of minority status certificate to St. Francis De Sales College, Electronics City Post, Bangalore, Karnataka- 560 100. It be registered.

2. It transpires from the petition that on 18.7.2024, 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 22.7.2024. 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 8.12.2016 issued by Bangalore University stating that the petitioner institution is having permanent affiliation.

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 914 students, 188 students were from the Christian Minority Community, in the year in the year 2022-23, out of 907 student, 120 students were from the Christian Minority Community and in the year 2023-24, out of total 925 students, 142 students were from the Christian minority community.

7. It transpires from the petition that the Amendment in the Trust Deed of the petitioner Trust is 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. Learned counsel for the petitioner has prayed for time to file certified copies of all the relevant documents. Time prayed for is allowed.

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

10. List on 5.2.2025.

**DR. SHAHID AKHTER
MEMBER**

MD

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

12.11.2024

**Marian Arts and Science College, Koduvayur, Palakkad District, Kerala- 678 501.
Vs.**

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

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

An application has been received by hand on 28.10.2024 through Mr. Jose Abraham, Advocate for grant of minority status certificate to Marian Arts and Science College, Koduvayur, Palakkad District, Kerala- 678 501. It be registered.

2. It transpires from the petition that on 7.12.2023, the petitioner institution has applied for grant of No Objection Certificate to the State Competent Authority i.e. Director Directorate of Minority welfare Government of Kerala, 4th Floor, Vikas Bhavan, Thiruvananthapuram, Kerala, 695 033. The said petition is still pending as per the petitioner institution. The petitioner has waited sufficiently for period of 90 days as per Section 10 of NCMEI Act, 2004, before filing this petition.

3. The petitioner has filed notarized copy of letter dated 15.3.2024 issued by University of Calicut granting continuation of provisional affiliation for the academic year 2024-25.

4. Petitioner has filed Resolution Passed by the Governing Body to obtain Minority Status Certificate from this Commission and envelope with postage for sending notice to the State Competent Authority.

5. It also transpires from the petition that the petitioner Institute is an unaided institution (Higher Education). During the academic year 2023-24, out of total 42 students, 9 students were from the Christian minority community and in the academic year out of total 34 students, 9 students belong to Christian minority community.

6. It transpires from the petition that the Amendment in the Memorandum of Association of the petitioner Society 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.

7. Learned counsel for the petitioner has prayed for time to file certified copies of all the relevant documents. Time prayed for is allowed.

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

9. List on 5.2.2025.

**DR. SHAHID AKHTER
MEMBER**

MD

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

12.11.2024

St. Mary's School, Budhi Vihar, Delhi Road, Moradabad, Uttar Pradesh.

Vs.

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

Present: Mr. Arpit Sharma, Advocate for the petitioner.

An application has been received by post on 30.10.2024 from Mr. Arpit Sharma, Advocate for grant of minority status certificate to St. Mary's School, Budhi Vihar, Delhi Road, Moradabad, Uttar Pradesh. It be registered.

2. It transpires from the petition that on 21.12.2022, the petitioner institution has applied for grant of No Objection Certificate to the State Competent Authority i.e. Additional Chief Secretary, Department of School Education, Government of Uttar Pradesh, Bahu Khandi, Secretariat, Lucknow, Uttar Pradesh. The said petition is still pending as per the petitioner institution.

3. The petitioner has filed copy of letter dated 11.7.2023 issued by CBSE granting affiliation to the petitioner institution for the period 1.4.2024 to 31.3.2029.

4. It also transpires from the petition that the petitioner Institute is an unaided institution (Higher Secondary).

5. The petition is not originally signed by the petitioner and the petitioner has not supplied complete information against Col. No. 6 (a).

6. It is mentioned against Col. No. 3 of the petition that the petitioner's application for grant of grant of Minority Status Certificate is pending before the State Authority.

7. So as per the law and settle procedure, petitioner cannot apply before this Commission until unless the disposal of that application which is still pending before the State Competent Authority. So this application is not maintainable at this stage.

8. 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.

9. The petition is disposed of as withdrawn.

**DR. SHAHID AKHTER
MEMBER**

MD