Jain Bharti Model School, E - Block, Sector - 16, Rohini, North West Delhi, Delhi - 100 085.

V/s.

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

**CASE NO. 205 OF 2023** 

Present: Mr. Junais P., 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

Date: 28.01.2025

Holy Family English Medium High School, Santari Road, Joida, Uttara Kannada District, Karnataka.

V/s.

Additional Chief Secretary, Department of Higher Education, Government of Karnataka, 6<sup>th</sup> Floor, Multi Storeyed Building, Bengaluru, Karnataka – 560 001.

**CASE NO. 208 OF 2023** 

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

Date: 28.01.2025

Guru Nanak Girls High School, Khirki Ali Beg, Faizabad, Uttar Pradesh – 224 001.

V/s.

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

**CASE NO. 379 OF 2020** 

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

On 30.12.2024, learned counsel for the petitioner filed notarized copy of latest registration certificate of the Guru Nanak Educational Society before the Commission's office, which is taken on record.

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

List for final hearing on 06.02.2025

DR. SHAHID AKHTER MEMBER

Date: 28.01.2025

Qaumi Sr. Sec. School, 6526, Shahi Idgah, New Delhi - 110 055.

V/s.

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

**CASE NO. 274 OF 2024** 

Date: 28.01.2025

Present: Mr. Junais P., Advocate for the petitioner.

Mr. Mukesh Kumar, Advocate alongwith Mr. Virender Kumar

Dahiya for the respondent.

During the course of hearing, learned counsel for the respondent wants to file Gazette Notification regarding appointment of competent authority for issuance of NOC in the UT of Delhi. He is directed to file the same before the office of the Commission today itself. He is also directed to file his Vakalatnama and reply on or before the next date of hearing.

In the meanwhile till the reply of the respondent comes, we deem just and proper that physical inspection report alongwith the recommendations for issuance of minority status certificate to the petitioner institution, may be obtained from the committee consisting of the following members: -

- 1. Representative of the District Collector (Chairperson)
- 2. Concerned District Education Officer (Member)
- 3. District Minority /Welfare Officer/ District Social Welfare Officer (Member Secretary).

Office is directed to issue letter to the above Committee members for submitting the report and provide a copy of the letter to learned counsel for the petitioner.

After receiving the aforementioned Gazette Notification from the learned counsel of the respondent, office is directed that name of the competent authority of Delhi should be added to the list of competent authorities on the website of the Commission.

List on 27.03.2025.

DR. SHAHID AKHTER MEMBER

Holy Angels School, Galhiya Road, Rath, Hamirpur District, Uttar Pradesh – 210 431.

V/s.

Additional Chief Secretary, Department of Basic Education, Government of U.P., Lucknow, U.P.

**CASE NO. 207 OF 2023** 

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 physical inspection committee, no response/ physical inspection report received from them till now.

Office is directed to write a letter to Chief Secretary, Government of U.P. with a request to direct member of physical inspection committee for sending the original physical inspection report and also send reminder letter again to members of physical inspection committee by post and also by e-mail for sending the original physical inspection report in the prescribed format, duly signed by all the members of the physical inspection committee positively before the next date of hearing.

List on 27.03.2025

DR. SHAHID AKHTER MEMBER

Date: 28.01.2025

Madarsa Veer Abdul Hameed, Gram & Post Sarserha, Tehsil Tehrauli, District Jhansi, Uttar Pradesh – 284 301.

V/s.

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

Date: 28.01.2025

**CASE NO. 05 OF 2024** 

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

On 05.11.2024, a complaint dated 30.09.2024 alongwith some annexures has been received from Mr. Israel Shah. It would not be appropriate to take cognizance on such complaint from which it is not clear whether it is a respondent or an intervener. It be filed accordingly.

On 12.11.2024 and 16.12.2024, physical inspection reports have been received from the District Basic Education Officer, Jhansi, Both the reports are same and taken on record.

A bare perusal of said reports makes it clear that the said committee has not recommended for grant of minority status certificate on the ground that the petitioner Madarsa is not running for the last five years. However, they have intimated that the petitioner Madarsa is permanent recognized by U.P. Board Madarsa Education.

On the contrary, learned counsel for the petitioner has submitted that the petitioner institution is functioning and the stand taken by Mr. Israel Shah and members of the physical inspection committee is factually incorrect.

Office is directed to furnish copies of above-said complaint dated 30.09.2024 & physical inspection reports dated 12.11.2024 and 16.12.2024 to learned counsel for the petitioner for filing rejoinder, if any.

Keeping in view the said rival contentions of the parties, it would be appropriate to direct the respondent to inspect the site of the petitioner Madarsa for verification of the infrastructure and instructional etc. The respondent is directed to submit his report on or before the next date positively.

List on 27.03.2025

DR. SHAHID AKHTER MEMBER

Islamia College of Law, Survey No. 103/15, H.No. 18-13-8/IHC/15, Bandlaguda Khalsa, Bandlaguda (M), Hyderabad, Telangana – 500 005.

V/s.

Secretary, Minorities Welfare Department, "D" Block, Ground Floor, Telangana Secretariat, Hyderabad – 500 022.

**CASE NO. 85 OF 2024** 

Present: Mr. Junais P., Advocate for the petitioner.

None for the respondent.

An internal communication dated 13.09.2024 & 09.01.2025 have been received from Collector, Hyderabad and District Minorities Welfare Officer, Hyderabad, which are taken on record.

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

Learned counsel for the petitioner submitted that the 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 reminder letter again to members of physical inspection committee by post and also by e-mail for sending the original physical inspection report in the prescribed format, duly signed by all the members of the physical inspection committee positively before the next date of hearing.

List on 27.03.2025

DR. SHAHID AKHTER MEMBER

Date: 28.01.2025

Bellwether International School, Shahdol, Sohagpur, Shahdol, Madhya Pradesh – 484 001.

V/s.

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

**CASE NO. 89 OF 2024** 

Present: Mr. Junais P., Advocate for the petitioner.

None for the respondent.

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.

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 again by post and also by e-mail to members of the physical inspection committee for sending the original physical inspection report positively before the next date of hearing duly signed by all the members of the said committee positively before the next date of hearing.

List on 27.03.2025

DR. SHAHID AKHTER MEMBER

Date: 28.01.2025

St. Ann's School of Nursing, Fatimanagar, Warangal District, Telangana.

V/s.

Secretary, Minorities Welfare Department, Government of Telangana.

**CASE NO. 90 OF 2024** 

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

None for the respondent.

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.

The District Minorities Welfare Officer, Warangal has addressed a letter dated 05.12.2024 to the District Minorities Welfare Officer, Hanumakonda Dist., a copy thereof sent to the Commission. It is stated in the said letter that this matter pertains to the Hanumakonda District jurisdiction.

Office is directed to send letters by post and also by e-mail to District Collector, District Education Officer and District Minority Welfare Officer, Hanumakonda District, for sending the original physical inspection report positively before the next date of hearing duly signed by all the members of the said committee positively before the next date of hearing. Copy of the letter dated 05.12.2024 of District Minorities Welfare Officer, Hanumakonda Dist. be also annexed with the letters.

List on 27.03.2025

DR. SHAHID AKHTER MEMBER

Date: 28.01.2025

St. Ann's School of Nursing, Fatimanagar, Hanamkonda, Warangal District, Telangana.

V/s.

Secretary, Minorities Welfare Department, Government of Telangana.

**CASE NO. 91 OF 2024** 

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

None for the respondent.

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.

The District Minorities Welfare Officer, Warangal has addressed a letter dated 05.12.2024 to the District Minorities Welfare Officer, Hanumakonda Dist., a copy thereof sent to the Commission. It is stated in the said letter that this matter pertains to the Hanumakonda District jurisdiction.

Office is directed to send letters by post and also by e-mail to District Collector, District Education Officer and District Minority Welfare Officer, Hanumakonda District, for sending the original physical inspection report, duly signed by all the members of the said committee positively before the next date of hearing. Copy of the letter dated 05.12.2024 of District Minorities Welfare Officer, Hanumakonda Dist. be also annexed with the letters.

List on 27.03.2025

DR. SHAHID AKHTER MEMBER

Date: 28.01.2025

St. Joseph's Convent School, Church Road, Berhampur, Ganjam, Odisha – 760 001.

V/s.

Director, Secondary Education, 6<sup>th</sup> Floor, HOD Building, Unit – V, Bhubaneswar, Khordha, Odisha.

**CASE NO. 177 OF 2024** 

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

None for the respondent.

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.

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 again by post and also by e-mail to members of the physical inspection committee for sending the original physical inspection report positively before the next date of hearing duly signed by all the members of the said committee positively before the next date of hearing.

List on 27.03.2025

DR. SHAHID AKHTER MEMBER

Date: 28.01.2025

Amala Matriculation Higher Secondary School, Thuckalay, Kanniyakumari District, Tamil Nadu – 629 175.

V/s.

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

**CASE NO. 178 OF 2024** 

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

Learned counsel for the petitioner prayed for time to comply with the Commission's earlier order dated 07.05.2024. Time prayed for is allowed.

In the interest of justice, list on 06.05.2025

DR. SHAHID AKHTER MEMBER

Date: 28.01.2025

St. Vincent's School, Edurugadda, Hemachandrapuram, Laxmidevipalle (V), Lxmidevipalli (M), Bhadradri District, Telangana – 507 101.

V/s.

Secretary, Minorities Welfare Department, D - Block, Ground Floor, Telangana Secretariat, Hyderabad.

**CASE NO. 179 OF 2024** 

Date: 28.01.2025

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

None for the respondent.

On 16.12.2024 a letter dated 06.12.2024 received from the Special Secretary, Minorities Welfare (Estt-II) Department, Government of Telangana, Hyderabad, stating therein that they have already intimated Commission vide letter dated 26.06.2024 that no application for No Objection Certificate under Section 10 of the NCMEI Act, has been received from the petitioner institution by the State Government.

On 21.08.2024, the letter dated 26.06.2024 was taken on record and copy of the same supplied to learned counsel for petitioner. Thereafter, rejoinder of the petitioner was taken on record on 24.10.2024 and notice was issued to the respondent on the application under Order VIII Rule 9 alongwith Section 151 of CPC read with Section 12 of the NCMEI Act, 2004 alongwith rejoinder.

It transpires from the record that the petitioner has applied for grant of no objection certificate before the competent authority of the State Government on 19.12.2023, which was received by said authority on 22.12.2023 and the said application is still pending. The petitioner has waited sufficiently for a period of 90 days, before filing this petition.

The petitioner has already filed the proof of delivery of the registered AD to the respondent.

The respondent has failed to assign sufficient cause about the issuance of NOC, it would be appropriate that physical inspection report alongwith the recommendations for issuance of minority status certificate to the petitioner institution, may be obtained from the committee consisting of the following members: -

- 1. Representative of the District Collector (Chairperson)
- 2. Concerned District Education Officer (Member)
- 3. District Minority /Welfare Officer/ District Social Welfare Officer (Member Secretary).

Office is directed to issue letter to the above Committee members for submitting the report and provide a copy of the letter to learned counsel for the petitioner.

List on 27.03.2025.

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DR. SHAHID AKHTER MEMBER

Gyanodaya SMVM Hr. Sec. School, Gurukul Campus, Khurai Dist., Sagar, Madhya Pradesh – 470 117.

V/s.

Secretary, Backward Classes and Minority Welfare Department, Government of Madhya Pradesh, Mantralaya, Bhopal, Madhya Pradesh.

**CASE NO. 180 OF 2024** 

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

On 06.01.2025, physical inspection report has been received from the Collector, Dist. Sagar, which is taken on record.

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

List for final hearing on 24.04.2025

DR. SHAHID AKHTER MEMBER

Date: 28.01.2025

S.P. Jain Gurukul H.S. School, Khurai, Sagar, Madhya Pradesh – 470 117.

V/s.

Secretary, Backward Classes and Minority Welfare Department, Government of Madhya Pradesh, Mantralaya, Bhopal, Madhya Pradesh.

**CASE NO. 181 OF 2024** 

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

On 06.01.2025, physical inspection report has been received from the Collector, Dist. Sagar, which is taken on record.

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

List for final hearing on 24.04.2025

DR. SHAHID AKHTER MEMBER

Date: 28.01.2025

M.I. Public School, 51/16/2, 24/1, VPO Pinangwan, Ter Road, Pinangwan, District Nuh, Haryana – 122 508.

V/s.

Secretary, School Education Department, Room No. 37, 7<sup>th</sup> Floor, Haryana Civil Secretariat, Sector - 1, Chandigarh – 160 001.

**CASE NO. 184 OF 2024** 

Present: Mr. Junais P., Advocate for the petitioner.

None for the respondent.

Despite sending reminder letter by post and also by email to members of physical inspection committee, no response/ physical inspection report received from them 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 if the said report has not been received then send reminder letter again to members of physical inspection committee by post and also by e-mail for sending the original physical inspection report in the prescribed format, duly signed by all the members of the physical inspection committee positively before the next date of hearing.

At the request of learned counsel for the petitioner an opportunity is granted to him to file rejoinder in terms of orders dated 24.10.2024.

List on 27.03.2025.

DR. SHAHID AKHTER MEMBER

Date: 28.01.2025

Alishma Public School, Vill. Dhana, P.O. Pinangwan, District Nuh, Haryana – 122 508.

V/s.

Secretary, School Education Department, Room No. 37, 7<sup>th</sup> Floor, Haryana Civil Secretariat, Sector - 1, Chandigarh – 160 001.

**CASE NO. 185 OF 2024** 

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

The Superintendent PS for Director, Secondary Education, Haryana, Panchkula, has addressed a letter dated 03.01.2025 to the District Education Officer, Nuh, a copy thereof sent to the Commission.

Despite sending reminder letter by post and also by email to members of physical inspection committee, no response/ physical inspection report received from them 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 if the said report has not been received then send reminder letter again to members of physical inspection committee by post and also by e-mail for sending the original physical inspection report in the prescribed format, duly signed by all the members of the physical inspection committee positively before the next date of hearing.

At the request of learned counsel for the petitioner an opportunity is granted to him to file rejoinder in terms of orders dated 24.10.2024.

List on 27.03.2025.

DR. SHAHID AKHTER MEMBER

Date: 28.01.2025

M.M.P. School, Vill. Jharpuri, P.O. Pinangwan, Tehsil Punhana, Dist. Nuh, Mewat, Haryana – 122 508.

V/s.

Secretary, School Education Department, Room No. 37, 7<sup>th</sup> Floor, Haryana Civil Secretariat, Sector - 1, Chandigarh – 160 001.

**CASE NO. 186 OF 2024** 

Date: 28.01.2025

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

Despite sending reminder letter by post and also by email to members of physical inspection committee, no response/ physical inspection report received from them 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 if the said report has not been received then send reminder letter again to members of physical inspection committee by post and also by e-mail for sending the original physical inspection report in the prescribed format, duly signed by all the members of the physical inspection committee positively before the next date of hearing.

At the request of learned counsel for the petitioner an opportunity is granted to him to file rejoinder in terms of orders dated 24.10.2024.

List on 27.03.2025.

DR. SHAHID AKHTER MEMBER

Gautam Buddha Education Center, Sikandarpur Nigoh (Badepur), Post – Nigoh Khas Chhibramau, Dist. Kannauj, Uttar Pradesh – 209 721.

V/s.

Additional Chief Secretary, Department of Basic Education, Government of Uttar Pradesh, Bahu Khandi, Secretriat, Lucknow, Uttar Pradesh.

**CASE NO. 297 OF 2023** 

Present: Mr. Junais P., Advocate for the petitioner.

None for the respondent.

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

Relying on the said unrebutted evidence produced on behalf of the petitioner, we find and hold that the Gautam Buddha Education Center, Sikandarpur Nigoh (Badepur), Post – Nigoh Khas Chhibramau, Dist. Kannauj, Uttar Pradesh, run by the Gautam Buddha Shiksha Avm Jan Kalyan Sansthan, 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 Buddhist minority community.

Consequently, Gautam Buddha Education Center, Sikandarpur Nigoh (Badepur), Post – Nigoh Khas Chhibramau, Dist. Kannauj, Uttar Pradesh, is declared as 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 or undertaking to the fact that the petitioner institution shall not deny admission of eligible candidate of the Buddhist 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

Date: 28.01.2025

St. Jude English Medium High School, Pakshikere, Mangalore Taluk, Dakshina Kannada Dist., Karnataka – 574 146.

V/s.

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

**CASE NO. 50 OF 2023** 

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

None for the respondent.

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

Relying on the said unrebutted evidence produced on behalf of the petitioner, we find and hold that the St. Jude English Medium High School, Pakshikere, Mangalore Taluk, Dakshina Kannada Dist., Karnatatka – 574 146, run by The Catholic Board of Education of the Diocese of Mangalor, 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 Christian minority community.

Consequently, St. Jude English Medium High School, Pakshikere, Mangalore Taluk, Dakshina Kannada Dist., Karnatatka – 574 146, is declared as 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.

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

Date: 28.01.2025