

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

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

V/s.

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

CASE NO. 109 OF 2023

Date: 25.09.2025

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

On 19.09.2025, learned counsel for the petitioner filed undertaking affidavit by hand before the Commission's office, which is taken on record.

Learned counsel for the petitioner prayed for time to file updated Certificate of Registration of the Shaheed Udham Singh Shiksha Samiti. Time prayed for is allowed.

After compliance by the learned counsel for the petitioner, list the matter for final arguments on 04.12.2025.

**DR. SHAHID AKHTER
MEMBER**

Ks

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

Balayesu English Medium High School, Nagarazm (Village & Mandal), Gudur District, Andhra Pradesh – 522 268.

V/s.

Secretary, Department of Minorities Welfare, Government of Andhra Pradesh, 3rd Floor, A.P. Secretariat, Velagapudi, Amravati, Andhra Pradesh – 521 185.

CASE NO. 123 OF 2023

Date: 25.09.2025

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

On 18.08.2025, an internal communication has been received from the Collector, Guntur, which is taken on record.

On 18.08.2025, another communication dated 07.08.2025 received from the Collector, Guntur, stating therein that the petitioner institution comes under the jurisdiction of Bapatla Dist. and the letter of this Commissions were forwarded to the Collector & District Magistrate, Bapatla Dist. for taking necessary action.

On 28.08.2025 and 29.08.2025, letters through email for adjournment has been received from Mr. G. Gangadhara Goud, District Revenue Officer for Collector, Bapatla, which is granted in the interest of justice.

On 23.09.2025, a letter dated 16.09.2025 alongwith acknowledgement receipt has been received from the District Minorities Welfare Officer (FAC), Guntur Dist., A.P., which is self-explanatory and is taken on record.

Office is directed to send reminder letter to members of the physical inspection committee of Bapatla Dist. for sending the original physical inspection report duly signed by all the members of the physical inspection committee positively before the next date of hearing, failing which, the petition will be proceeded ex-parte against them.

Office is also directed to supply copy of the above-said letter to learned counsel for the petitioner.

Learned counsel for the petitioner is directed to pursue the matter with the members of the said committee.

List on 27.11.2025.

**DR. SHAHID AKHTER
MEMBER**

Ks

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

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

V/s.

**Additional Chief Secretary, Government of Secondary Education,
Government of U.P., Babu Bhawan, 7th Floor, Lucknow, U.P. – 226
001.**

CASE NO. 267 OF 2023

Date: 25.09.2025

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

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

It is stated in the petition that during the academic year 2022-23, out of 694 students, 318 students were from the Buddhist minority community whereas the members of PIC has supplied the information of total number of students in their report that in the year 2022, out of 764 students only 08 students were from the Buddhist minority community and in the year 2023, out of 753 students, only 05 students were from the Buddhist minority community.

There is a variance between proof and pleading, learned counsel for the petitioner is directed to clarify the said inconsistency.

Learned counsel for the petitioner submitted that he will file clarification affidavit within two weeks.

After compliance by the learned counsel for the petitioner, office is directed to send the same to physical inspection committee for filing their reply/response.

List on 27.11.2025.

**DR. SHAHID AKHTER
MEMBER**

Ks

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

**St. Mary's Middle School, Agiamore, Agiamore P.O., Poreyahat,
Godda District, Jharkhand.**

V/s.

**Director, Primary Education, Department of School Education &
Literacy (S.E. & L Dept.), Government of Jharkhand, MDI Building,
Post Dhurwa, Dist. Ranchi, Jharkhand – 834 004.**

CASE NO. 35 OF 2024

Date: 25.09.2025

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

Despite sending reminder letter to the Chief Secretary, Government of Jharkhand and members of physical inspection committee, no physical inspection report received from them till now.

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

Office is directed that if the above-said inspection report is not received, then again issue reminder letter to Chief Secretary, Government of Jharkhand, with a request to direct members of the physical inspection committee to send the original physical inspection report before the next date of hearing and members of the physical inspection committee for sending the original physical inspection report duly signed by all the members of the physical inspection committee positively before the next date of hearing, failing which, the petition will be proceeded ex-parte against them.

Office is also directed to supply copies of the above-said letters to learned counsel for the petitioner.

Learned counsel for the petitioner is directed to pursue the matter with both the offices.

List on 02.12.2025.

**DR. SHAHID AKHTER
MEMBER**

Ks

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

St. Kuriakode Middle School, Machhitarn, Pathargama P.O., Godda District, Jharkhand – 814 147.

V/s.

Director, Primary Education, Department of School Education & Literacy (S.E. & L Dept.), Government of Jharkhand, MDI Building, Post Dhurwa, Dist. Ranchi, Jharkhand – 834 004.

CASE NO. 36 OF 2024

Date: 25.09.2025

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

Despite sending reminder letter to the Chief Secretary, Government of Jharkhand and members of physical inspection committee, no physical inspection report received from them till now.

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

Office is directed that if the above-said inspection report is not received, then again issue reminder letter to Chief Secretary, Government of Jharkhand, with a request to direct members of the physical inspection committee to send the original physical inspection report before the next date of hearing and members of the physical inspection committee for sending the original physical inspection report duly signed by all the members of the physical inspection committee positively before the next date of hearing, failing which, the petition will be proceeded ex-parte against them.

Office is also directed to supply copies of the above-said letters to learned counsel for the petitioner.

Learned counsel for the petitioner is directed to pursue the matter with both the offices.

At the request of learned counsel for the petitioner, last and final opportunity is granted to him to file updated recognition/affiliation order issued by the competent authority.

List on 02.12.2025.

**DR. SHAHID AKHTER
MEMBER**

Ks

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

**St. Thomas School, Dhanbasa, Mandro P.O. Sahebganj Dist.,
Jharkhand – 813 208.**

V/s.

**Director, Primary Education, Department of School Education &
Literacy (S.E. & L Dept.), Government of Jharkhand, MDI Building,
Post Dhurwa, Dist. Ranchi, Jharkhand – 834 004.**

CASE NO. 37 OF 2024

Date: 25.09.2025

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

Despite sending reminder letter to the Chief Secretary, Government of Jharkhand and members of physical inspection committee, no physical inspection report received from them till now.

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

Office is directed that if the above-said inspection report is not received, then again issue reminder letter to Chief Secretary, Government of Jharkhand, with a request to direct members of the physical inspection committee to send the original physical inspection report before the next date of hearing and members of the physical inspection committee for sending the original physical inspection report duly signed by all the members of the physical inspection committee positively before the next date of hearing, failing which, the petition will be proceeded ex-parte against them.

Office is also directed to supply copies of the above-said letters to learned counsel for the petitioner.

Learned counsel for the petitioner is directed to pursue the matter with both the offices.

At the request of learned counsel for the petitioner, last and final opportunity is granted to him to file updated recognition/affiliation order issued by the competent authority.

List on 02.12.2025.

**DR. SHAHID AKHTER
MEMBER**

Ks

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

**St. Joseph's Middle School, Leela, Mandro P.O. Sahebganj Dist.,
Jharkhand – 813 208.**

V/s.

**Director, Primary Education, Department of School Education &
Literacy (S.E. & L Dept.), Government of Jharkhand, MDI Building,
Post Dhurwa, Dist. Ranchi, Jharkhand – 834 004.**

CASE NO. 38 OF 2024

Date: 25.09.2025

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

On 11.08.2025, original physical inspection report received from members of the physical inspection committee by post and on 07.08.2025, the same report through email has also been received from District Education Officer, Sahibganj. Both are taken on records.

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

List for final arguments on 09.12.2025.

**DR. SHAHID AKHTER
MEMBER**

Ks

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

**St. John Mary Vianney School, Dhanbasa, Mandro PO, Sahebganj
District, Jharkhand.**

V/s.

**Director, Primary Education, Department of School Education &
Literacy (S.E. & L Dept.), Government of Jharkhand, MDI Building,
Post Dhurwa, Dist. Ranchi, Jharkhand – 834 004.**

CASE NO. 39 OF 2024

Date: 25.09.2025

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

On 11.08.2025, original physical inspection report received from members of the physical inspection committee by post and on 07.08.2025, the same report through email has also been received from District Education Officer, Sahibganj. Both are taken on records.

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

List for final arguments on 09.12.2025.

**DR. SHAHID AKHTER
MEMBER**

Ks

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

**St. Savio's Middle School, Baccha, Mandro Siripur Bazar P.O.,
Sahebganj District, Jharkhand.**

V/s.

**Director, Primary Education, Department of School Education &
Literacy (S.E. & L Dept.), Government of Jharkhand, MDI Building,
Post Dhurwa, Dist. Ranchi, Jharkhand – 834 004.**

CASE NO. 40 OF 2024

Date: 25.09.2025

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

On 11.08.2025, original physical inspection report received from members of the physical inspection committee by post and on 07.08.2025, the same report through email has also been received from District Education Officer, Sahibganj. Both are taken on records.

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

List for final arguments on 10.12.2025.

**DR. SHAHID AKHTER
MEMBER**

Ks

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

**St. Peter's School, Basaha, Bhagaiya P.O., Sahebganj Dist.,
Jharkhand – 813 208.**

V/s.

**Director, Primary Education, Department of School Education &
Literacy (S.E. & L Dept.), Government of Jharkhand, MDI Building,
Post Dhurwa, Dist. Ranchi, Jharkhand – 834 004.**

CASE NO. 41 OF 2024

Date: 25.09.2025

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

On 11.08.2025, original physical inspection report received from members of the physical inspection committee by post and on 07.08.2025, the same report through email has also been received from District Education Officer, Sahibganj. Both are taken on records.

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

List for final arguments on 10.12.2025.

**DR. SHAHID AKHTER
MEMBER**

Ks

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

**Little Flower Middle School, Kusumba, Bahadurchowk,
Mirzachowki P.O., Godda District, Jharkhand – 813 208.**

V/s.

**Director, Primary Education, Department of School Education &
Literacy (S.E. & L Dept.), Government of Jharkhand, MDI Building,
Post Dhurwa, Dist. Ranchi, Jharkhand – 834 004.**

CASE NO. 43 OF 2024

Date: 25.09.2025

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

Despite sending reminder letter to the Chief Secretary, Government of Jharkhand and members of physical inspection committee, no physical inspection report received from them till now.

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

Office is directed that if the above-said inspection report is not received, then again issue reminder letter to Chief Secretary, Government of Jharkhand, with a request to direct members of the physical inspection committee to send the original physical inspection report before the next date of hearing and members of the physical inspection committee for sending the original physical inspection report duly signed by all the members of the physical inspection committee positively before the next date of hearing, failing which, the petition will be proceeded ex-parte against them.

Office is also directed to supply copies of the above-said letters to learned counsel for the petitioner.

Learned counsel for the petitioner is directed to pursue the matter with both the offices.

At the request of learned counsel for the petitioner, last and final opportunity is granted to him to file updated recognition/affiliation order issued by the competent authority.

List on 02.12.2025.

**DR. SHAHID AKHTER
MEMBER**

Ks

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

**Sir Syed National School, Village Jaula, Tehsil Budhana, District
Muzaffar Nagar, Uttar Pradesh.**

Vs.

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

Case No. 210 of 2024

25.09.2025

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

Learned counsel for petitioner has filed certified copies of three documents by hand before the Commission's office on 31.7.2025, which are taken on record.

He has also filed undertaking affidavit by hand before the Commission's office on 12.8.2025 mentioning therein that the petitioner institution shall not deny admission of eligible candidate of the Muslim minority community subject to the eligibility of the students and availability of the accommodation in the petitioner institution, which is taken on record.

Heard learned counsel for the petitioner. Reserved for orders.

**DR. SHAHID AKHTER
MEMBER**

MD

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

Ursuline English Medium School, Amritpur, Khunti, Jharkhand-835210.

Vs.

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

Case No. 07 of 2025

25.09.2025

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

Learned counsel for the petitioner has filed undertaking affidavit by hand before the Commission's office on 26.08.2025 mentioning therein that the petitioner institution shall not deny admission of eligible candidate of the Christian minority community subject to the eligibility of the students and availability of the accommodation in the petitioner institution, 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 submitted that the members of the physical inspection committee have inspected the petitioner institution and forwarded the report but the same is not received 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.

In the interest of justice, list on 02.12.2025.

**DR. SHAHID AKHTER
MEMBER**

MD

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

**Ursuline English Medium School, Silli, Muri, Ranchi District,
Jharkhand- 835 101.**

Vs.

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

Case No. 08 of 2025

25.09.2025

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

Learned counsel for the petitioner has filed undertaking affidavit by hand before the Commission's office on 26.08.2025 mentioning therein that the petitioner institution shall not deny admission of eligible candidate of the Christian minority community subject to the eligibility of the students and availability of the accommodation in the petitioner institution, 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 submitted that the members of the physical inspection committee have inspected the petitioner institution and forwarded the report but the same is not received 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.

In the interest of justice, list on 02.12.2025.

**DR. SHAHID AKHTER
MEMBER**

MD

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

**Ursuline Primary Teachers' Education College, Chandrapura, P.O.
Maheshpur Raj, District Pakur, Jharkhand- 816 106.**

Vs.

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

Case No. 09 of 2025

25.09.2025

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

Learned counsel for the petitioner has filed undertaking affidavit by hand before the Commission's office on 26.08.2025 mentioning therein that the petitioner institution shall not deny admission of eligible candidate of the Christian minority community subject to the eligibility of the students and availability of the accommodation in the petitioner institution, which is taken on record.

An email dated 1.9.2025 has been received from 'dc-pak@nic.in' attaching therewith copy of letter dated 30.8.2025 of Dy. Commissioner, Pakud along with copy of the physical inspection report, which is taken on record.

Office is directed to issue letter by post and e-mail to the members of the Physical Inspection Committee for sending the original physical inspection report duly signed by all the members of the physical inspection committee positively before the next date of hearing.

In the interest of justice, list on 02.12.2025.

**DR. SHAHID AKHTER
MEMBER**

MD

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

**Ursuline Inter College, Ulatu-Rajaulatu, Namkum, Ranchi District,
Jharkhand- 834 010.**

Vs.

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

Case No. 10 of 2025

25.09.2025

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

Learned counsel for the petitioner has filed undertaking affidavit by hand before the Commission's office on 26.08.2025 mentioning therein that the petitioner institution shall not deny admission of eligible candidate of the Christian minority community subject to the eligibility of the students and availability of the accommodation in the petitioner institution, 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 submitted that members of the physical inspection committee have inspected the petitioner institution.

Office is directed to issue reminder letter again by post and e-mail to the members of the Physical Inspection Committee for sending the physical inspection report positively before the next date of hearing.

In the interest of justice, list on 02.12.2025.

**DR. SHAHID AKHTER
MEMBER**

MD

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

**Christ Jyoti School, Barbhala, Haripur, P.O. Gobindapur, Pathsala,
District Bajali, Assam-781326.**

Vs.

**Joint Secretary, Education Department (Higher), Assam
Secretariat, Block C, Secretariat Complex, Dispur, Guwahati,
Assam- 781 006.**

Case No. 74 of 2025

25.09.2025

Present: Mr. Tariq Adeeb, Advocate for the petitioner.

Learned counsel for the petitioner has file affidavit, notarized copy of Trust Deed dated 2.2.2016 and Supplementary Trust Deed dated 19.3.2023 of the petitioner Trust by hand before the Commission's office on 14.8.2025, which are taken on record.

2. It has been admitted by the petitioner in the affidavit that the students belonging to Christian community in the petitioner institution is low because of the low population of the Christian in the locality.

3. As per the Judgment of Hon'ble Apex Court in T.M.A. Pai Foundation Vs. State of Karnataka (2002) 8 SCC 481, a minority whether linguistic or religious is determinable only by reference to demography of the State and not by taking into consideration the population of the Country as a whole. The judgment passed by the Commission in Case No. 1320 of 2009 dated 6.7.2010 in the case of Buckley Primary School, Cuttack, Orissa Vs. Government of Orissa clearly states that there must be reasonable strength of students of minority community in a minority educational institution and the percentage could be determined based on the actual proportion of the specific minority community in the State population.

4. The number of Christian students in the petitioner institution is less than 1% as compared to the population of Christian minority community in the State of Assam as per Census of 2011 which is 3.74%.

5. Accordingly, this application is not maintainable at this stage. Hence, the petition is dismissed in default.

**DR. SHAHID AKHTER
MEMBER**

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

Don Bosco School, P.O. Barpeta Road, District Barpeta, Assam-781315.

Vs.

Joint Secretary, Education Department (Higher), Assam Secretariat, Block C, Secretariat Complex, Dispur, Guwahati, Assam- 781 006.

Case No. 75 of 2025

25.09.2025

Present: Mr. Tariq Adeeb, Advocate for the petitioner.

Learned counsel for the petitioner has filed affidavit of Thadeus Kujur, treasurer of the petitioner Society by hand before the Commission's office on 14.8.2025, which are taken on record.

2. It has been admitted by the petitioner in the affidavit that the students belonging to Christian community in the petitioner institution is low because of the low population of the Christian in the locality.

3. As per the Judgment of Hon'ble Apex Court in T.M.A. Pai Foundation Vs. State of Karnataka (2002) 8 SCC 481, a minority whether linguistic or religious is determinable only by reference to demography of the State and not by taking into consideration the population of the Country as a whole. The judgment passed by the Commission in Case No. 1320 of 2009 dated 6.7.2010 in the case of Buckley Primary School, Cuttack, Orissa Vs. Government of Orissa clearly states that there must be reasonable strength of students of minority community in a minority educational institution and the percentage could be determined based on the actual proportion of the specific minority community in the State population.

4. The number of Christian students in the petitioner institution is less than 1% as compared to the population of Christian minority community in the State of Assam as per Census of 2011 which is 3.74%.

5. Accordingly, this application is not maintainable at this stage. Hence, the petition is dismissed in default.

**DR. SHAHID AKHTER
MEMBER**

MD

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

**St. Xavier's School, Gindingpur Maibang, District Dima Hasao,
Assam- 788 831.**

Vs.

**Joint Secretary, Education Department (Higher), Assam
Secretariat, Block C, Secretariat Complex, Dispur, Guwahati,
Assam- 781 006.**

Case No. 76 of 2025

25.09.2025

Present: Mr. Tariq Adeeb, Advocate for the petitioner.

Learned counsel for the petitioner has filed affidavit of Arul Susai, Treasurer of the petitioner Trust, notarized copy of Trust Deed dated 20.4.2006 and Supplementary Trust Deed dated 19.4.2023 of the petitioner Trust by hand before the Commission's office on 14.8.2025, which are taken on record.

2. It has been admitted by the petitioner in the affidavit that the students belonging to Christian community in the petitioner institution is low because of the low population of the Christian in the locality.

3. As per the Judgment of Hon'ble Apex Court in T.M.A. Pai Foundation Vs. State of Karnataka (2002) 8 SCC 481, a minority whether linguistic or religious is determinable only by reference to demography of the State and not by taking into consideration the population of the Country as a whole. The judgment passed by the Commission in Case No. 1320 of 2009 dated 6.7.2010 in the case of Buckley Primary School, Cuttack, Orissa Vs. Government of Orissa clearly states that there must be reasonable strength of students of minority community in a minority educational institution and the percentage could be determined based on the actual proportion of the specific minority community in the State population.

4. The number of Christian students in the petitioner institution is less than 1% as compared to the population of Christian minority community in the State of Assam as per Census of 2011 which is 3.74%.

5. Accordingly, this application is not maintainable at this stage. Hence, the petition is dismissed in default.

**DR. SHAHID AKHTER
MEMBER**