



ANNUAL REPORT 2024-25



National Commission For Minority Educational Institutions

Ministry of Education

Government of India

5 Sansad Marg, Patel Chowk, New Delhi - 110 001





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CHAPTER 1

Introduction

1.1 OVERVIEW

“Education is the single most important instrument for social and economic transformation. A well-educated population, adequately equipped with knowledge and skill is not only essential to support economic growth, but is also a precondition for growth to be inclusive since it is the educated and skilled person who can stand to benefit most from the employment opportunities which growth will provide.” (Para 10.1 of ‘An approach to the Twelfth Five Year Plan’).

The Ministry of Education is focusing on an inclusive agenda, with a vision of realizing India’s human resource potential to its fullest with equity and excellence. The Government is committed to address the backwardness in education of all minorities.

The Constitution of India has provided protection to the rights of the minorities in the country considering the fact that the pluralistic character of our country can be benefited by such protection. The idea of giving some special rights to the minorities is not to treat them as a privileged section of the population but to give them a sense of security. These special rights for minorities were designed to bring about equality by ensuring preservation of the minority institutions and by guaranteeing autonomy in its day to day functioning. Article 30 provides for the right of minorities

to establish and administer educational institutions and it also provides for-

- (1) All minorities, whether based on religion or language, shall have the right to establish and administer educational institutions of their choice.
- (1A) In making any law providing for the compulsory acquisition of any property of any educational institution established and administered by a minority, referred to in clause (1), the State shall ensure that the amount fixed by or determined under such law for the acquisition of such property is such as would not restrict or abrogate the right guaranteed under that clause.]
- (2) The State shall not, in granting aid to educational institutions, discriminate against any educational institutions on the ground that it is under the management of a minority, whether based on religion or language.

The National Commission for Minority Educational Institutions (NCMEI) Act, 2004 was enacted by the Parliament in order to safeguard the educational rights enshrined in Article 30 (1) of the Constitution of India. The “minority” for the purpose of this Act, means a community notified as such by the Central Government. The Central

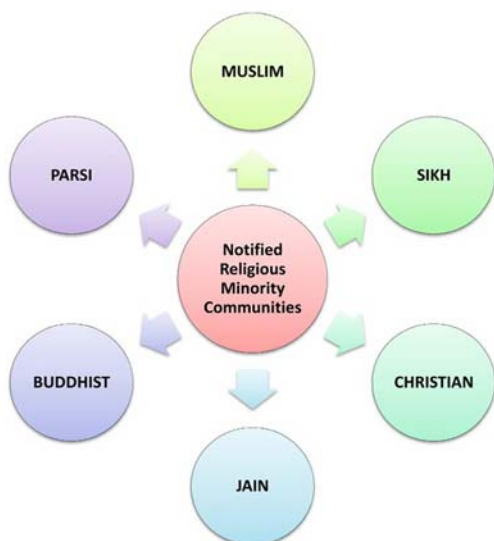


Fig. 1.1: Minority Communities notified by Govt

Government has notified six minority communities (MCs) viz. Muslim, Christian, Sikh, Buddhist, Jain and Parsi.

As per 2011 Census, the percentage and number of people from different communities including minority communities are:

- Hindus : 79.8% (966.3 million),
- Muslims : 14.23% (172.2 million)
- Christians : 2.30% (28.7 million).
- Sikhs : 1.72% (20.8 million)
- Buddhists : 0.7% (8.5 million)
- Jains : 0.37%(4.48 million)
- Parsis : 57,264
- Others : 0.9% (10.9 million)

1.2 HISTORICAL BACKGROUND

The demand to establish a Commission for the Minority Educational Institutions was raised in a series of meetings held by the Ministry of Education with educationists, eminent citizens and community leaders and other stakeholders associated with minority education. Similar

demands were made by experts in a meeting of the National Monitoring Committee for Minority Education, held in August, 2004.

In view of such demands, the National Commission for Minority Educational Institutions Ordinance was promulgated in November, 2004. To replace the said Ordinance with an Act of Parliament, the National Commission for Minority Educational Institutions Bill 2004, was introduced in the Parliament in December, 2004. The NCMEI Act was notified in January 2005. The Department of Secondary and Higher Education, Ministry of HRD, Government of India, notified the National Commission for Minority Educational Institutions on 11th November 2004 and constituted the Commission on 16th November 2004, with its Headquarters located at New Delhi. Since 2005, the Commission has been working from a rented accommodation at Jeevan Tara Building, Sansad Marg, Patel Chowk, New Delhi.

The Commission successfully completed 20 years of its establishment on November 16, 2004 - marking two decades of dedicated service to the cause of minority education. To observe Minorities Rights Day and also to celebrate twenty years of the establishment of the Commission, the Commission organized a function on 18th December, 2024 at Vigyan Bhawan, New Delhi, graced by the presence of Shri Dharmendra Pradhan, the esteemed Union Minister of Education and distinguished dignitaries from the minority community.

1.3 ABOUT THE COMMISSION:

This Commission is a quasi-judicial body and has been endowed with the



powers of a Civil Court. The Commission consists of a Chairman and three members who are nominated by the Central Government. The Chairman is a member of a minority community and has been a Judge of a High Court and the Members are from a minority community and persons of eminence, ability and integrity. Major roles of the Commission are (i) to decide all questions relating to the status of any institution as a Minority Educational Institutions and declare its status as such (ii) to advise the Central and State Governments on any question relating to the education of minorities that may be referred to it (iii) to investigate complaints relating to the deprivation of the educational rights of minorities (iv) to do such other acts and things as may be necessary, incidental or conducive to the attainment of all or any of the objects of the Commission etc.

1.4 NCMEI (Amendment) Act, 2006:

For effective functioning of the Commission, recommendations were made to the Government to carry out amendments in the Act. The Government introduced the National Commission for

Minority Educational Institutions (Amendment) Bill 2005 in the Parliament. However, in the wake of 93rd Amendment to the Constitution which added clause (5) to Article 15, it became expedient to carry out the amendments in the NCMEI Act through an Ordinance. Accordingly an Ordinance was notified by the Government on 23rd January, 2006 which was replaced by the National Commission for Minority Educational Institutions (Amendment) Act, 2006 and notified on 29th March, 2006.

1.5 NCMEI (Amendment) Act 2010:

Besides other things, the major change in the NCMEI Amendment Act, 2010 was an amendment to Section 10(1) of the Act, which states that “Subject to the provisions contained in any other law for the time being in force, any person, who desires to establish a Minority Educational Institution may apply to the competent authority for the grant of No Objection Certificate for the said purpose.”

To broaden the Commission’s representation, Section 3 (2) of the Act was amended by making a provision for an additional Member in the Commission.



CHAPTER 2

Constitution of the Commission

2.1 COMPOSITION OF THE COMMISSION & OTHER STAFF

The Commission is headed by a Chairman and there are three members who are nominated by the Central Government.

Presently, the Commission has one Member - Dr. Shahid Akhtar who joined the Commission on 24.8.2021.

The Commission started functioning from Shastri Bhavan, New Delhi and shifted to Jeevan Tara Building, Patel Chowk, New Delhi in August 2005. In 2004, 22 posts were initially sanctioned to carry out necessary administrative work and provide office support. In 2005 and 2006, one (01) and ten (10) additional posts were sanctioned, respectively. The Commission has a total strength of 33, including one post each of Secretary, Deputy Secretary, Sr. PPS, Under Secretary and Section Officer.

2.2 FUNCTIONS OF THE COMMISSION:

As per Section 11 of the NCMEI Act, 2004 (2 of 2005) and as amended by the National Commission for Minority Educational Institutions (Amendment) Act, 2006 (18 of 2006) and the National Commission for Minority Educational Institutions (Amendment) Act, 2010 (20 of 2010), the functions of the Commission are:

- (a) Advise the Central Government or any State Government on any question relating to the education of minorities that may be referred to it.
- (b) Enquire, *suo-motu*, or on a petition presented to it by any Minority Educational Institution, or any person on its behalf into complaints regarding deprivation or violation of rights of minorities to establish and administer educational institutions of their choice and any dispute relating to affiliation to a University and report its finding to the appropriate Government for its implementation.
- (c) Intervene in any proceeding involving any deprivation or violation of the educational rights of the minorities before a court with the leave of such court.
- (d) Review the safeguards provided by or under the Constitution, or any law for the time being in force, for the protection of educational rights of the minorities and recommend measures for their effective implementation.
- (e) Specify measures to promote and preserve the minority status and character of institutions of their choice established by minorities.



- (f) Decide all questions relating to the status of any institution as a MEI and declare its status as such.
- (g) Make recommendations to the appropriate Government for the effective, implementation of programmes and schemes relating to the MEI and
- (h) Do such other acts and things as may be necessary, incidental or conducive to the attainment of all or any of the objects of the Commission.

2.3 POWERS OF THE COMMISSION

The powers of the Commission as enshrined in Section 12 are:

- 1) If any dispute arises between a MEI and a University relating to its affiliation to such University, the decision of the Commission thereon shall be final.
- (2) The Commission shall, for the purposes of discharging its functions under this Act, have all the powers of a civil court trying a suit and in particular, in respect of the following matters, namely:
 - (a) summoning and enforcing the attendance of any person from any part of India and examining him on oath,
 - (b) requiring the discovery and production of any document,
 - (c) receiving evidence on affidavits,

- (d) subject to the provisions of sections 123 and 124 of the Indian Evidence Act, 1872, (1 of 1872) requisitioning any public record or document or copy of such record or document from any office,
- (e) issuing summons for the examination of witnesses or documents, and
- (f) any other matter which may be prescribed.

- (3) Every proceeding before the Commission is deemed to be a judicial proceeding within the meaning of Sections 193 and 228 and for the purpose of Section 196 of the Indian Penal Code (45 of 1860). The Commission is deemed to be a civil court for the purposes of section 195 and Chapter XXVI of the Code of Criminal Procedure, 1973 (2 of 1974).

2.3.1 APPEAL AGAINST THE ORDERS OF THE COMPETENT AUTHORITY

As enshrined in Section 12-A of the Commission:

- (1) Any person aggrieved by the order of refusal to grant NOC under sub-section (2) of section 10 by the Competent Authority for establishing a MEI, may prefer an appeal against such order to the Commission.
- (2) An appeal under sub-section (1) shall be filed within thirty days from the date of the order referred to in sub-section (1) communicated to the applicant.



Provided that the Commission may entertain an appeal after the expiry of the said period of thirty days, if it is satisfied that there was sufficient cause for not filing it within that period.

- (3) An appeal to the Commission shall be made in such form as may be prescribed and shall be accompanied by a copy of the order against which the appeal has been filed.
- (4) The Commission, after hearing the parties, shall pass an order as soon as may be practicable, and give such directions as may be necessary or expedient to give effect to its orders or to prevent abuse of its process or to secure the ends of justice.
- (5) An order made by the Commission under sub-section (4) shall be executable by the Commission as a decree of a civil court and the provisions of the Code of Civil Procedure, 1908 (5 of 1908), so far as may be, shall apply as they apply in respect of a decree of a civil court.

2.3.2 POWER OF COMMISSION TO DECIDE ON THE MINORITY STATUS OF AN EDUCATIONAL INSTITUTION

The powers to decide on the Minority Status of a MEI have been covered under Section 12 B of the Act. The powers are given as under:

- (1) Without prejudice to the provisions contained in the National Commission for Minorities Act,

1992 (19 of 1992), where an authority established by the Central Government or any State Government, as the case may be, for grant of minority status to any educational institution rejects the application for the grant of such status, the aggrieved person may appeal against such order of the authority to the Commission.

- (2) An appeal under sub-section (1) shall be preferred within thirty days from the date of the order communicated to the applicant: Provided that the Commission may entertain an appeal after the expiry of the period of thirty days, if it is satisfied that there was sufficient cause for not filing it within that period.
- (3) An appeal to the Commission shall be made in such form as may be prescribed and shall be accompanied by a copy of the order against which the appeal has been filed.
- (4) On receipt of the appeal under sub-section (3), the Commission may, after giving the parties to the appeal an opportunity of being heard, decide on the minority status of the educational institution and shall proceed to give such direction as it may deem fit and, all such directions shall be binding on the parties.

2.3.3 POWER TO CANCEL MINORITY STATUS

Section-12 C of the NCMEI Act 2004 deals with the Power to Cancel. The



Commission may, after giving a reasonable opportunity of being heard to an MEI to which minority status has been granted by an authority or Commission, as the case maybe, cancel such status under the following circumstances, namely:

- (a) if the constitution, aims and objects of the educational institution, which has enabled it to obtain minority status has subsequently been amended in such a way that it no longer reflects the purpose or character of a MEI,
- (b) if, on verification of the records during the inspection or investigation, it is found that the MEI has failed to admit students belonging to the minority community in the institution as per rules and prescribed percentage governing admissions during any academic year.

2.3.4 POWER OF COMMISSION TO INVESTIGATE MATTERS RELATING TO DEPRIVATION OF EDUCATIONAL RIGHTS OF MINORITIES

The power to investigate matters relating to deprivation of educational rights of minorities is covered under Section 12-D of the Act.

- (1) The Commission shall have the power to investigate into the complaints relating to deprivation of the educational rights of minorities.
- (2) The Commission may, for the purpose of conducting any investigation pertaining to a complaint under this Act, utilize the

services of any officer of the Central Government or any State Government with the concurrence of the Central Government or the State Government, as the case may be.

- (3) For the purpose of investigation under sub-section (1), the officer whose services are utilized may, subject to the direction and control of the Commission,
 - (a) summon and enforce the attendance of any person and examine him;
 - (b) require the discovery and production of any document; and
 - (c) requisition any public record or copy thereof from any office.
- (4) The officer whose services are utilized under sub-section (2) shall investigate into any matter entrusted to it by the Commission and submit a report thereon to it within such period as may be specified by the Commission in this behalf.
- (5) The Commission shall satisfy itself about the correctness of the facts stated and the conclusion, if any, arrived at in the report submitted to it under sub-section (4) and for this purpose the Commission may make such further inquiry as it may think fit.

2.3.5 POWER OF COMMISSION TO CALL FOR INFORMATION

The powers of the Commission as per



stipulated in Section 12-E of the Act and stipulates that:

- (1) The Commission, while enquiring into the complaints of violation or deprivation of educational rights of minorities shall call for information or report from the Central Government or any State Government or any other authority or organization subordinate thereto, within such time as may be specified by it:

Provided that:

- (a) if the information or report is not received within the time stipulated by the Commission, it may proceed to inquire into the complaint;
 - (b) if, on receipt of information or report, the Commission is satisfied either that no further inquiry is required, or that the required action has been initiated or taken by the concerned Government or authority, it may not proceed with the complaint and inform the complainant accordingly.
- (2) Where the inquiry establishes violation or deprivation of the educational rights of the minorities by a public servant, the Commission may recommend to the concerned Government or authority, the initiation of disciplinary proceedings or such other action against the concerned person or persons as may be deemed fit.

- (3) The Commission shall send a copy of the inquiry report, together with its recommendations to the concerned Government or authority and the concerned Government authority shall, within a period of one month, or such further time as the Commission may allow, forward its comments on the report, including the action taken, or proposed to be taken thereon, to the Commission.
- (4) The Commission shall publish its inquiry report and the action taken or proposed to be taken by the concerned Government or authority on the recommendations of the Commission.

2.3.6 BAR OF JURISDICTION

As enshrined in Section 12F, of the NCMEI Act 2004, no court (except the Supreme Court and a High Court exercising jurisdiction under articles 226 and 227 of the Constitution) shall entertain any suit, application or other proceedings in respect of any order made under this Chapter.

2.4 FINANCE, ACCOUNTS AND AUDIT:

2.4.1 GRANT BY CENTRAL GOVERNMENT:

- (1) The Central Government shall, after due appropriation made by the Parliament by law, provide grant to the Commission such sum of money as the Government may think fit for being utilized for the purposes under the Act.
- (2) The Commission may spend the grant for performing the functions



under this Act and such sum shall be treated as an expenditure payable from the grant referred to in sub-section (1).

2.4.2 ACCOUNTS AND AUDIT

- (1) The Commission shall maintain proper accounts and other relevant records and prepare annual statement of accounts in such a form as may be prescribed by the Central Government.
- (2) The accounts of the Commission shall be audited by the CAG at such intervals as may be specified by them and any expenditure incurred in connection with such audit shall be payable by the Commission to the CAG.
- (3) The CAG and any person appointed by him in connection with the audit of the accounts of the Commission under this Act shall have the same rights and privileges and the authority in connection with such audit as the CAG generally has in connection with the audit of Government

accounts and in particular, shall have the right to demand the production of books, accounts, connected vouchers and other documents and papers and to inspect any of the offices of the Commission.

2.4.3 ANNUAL REPORT

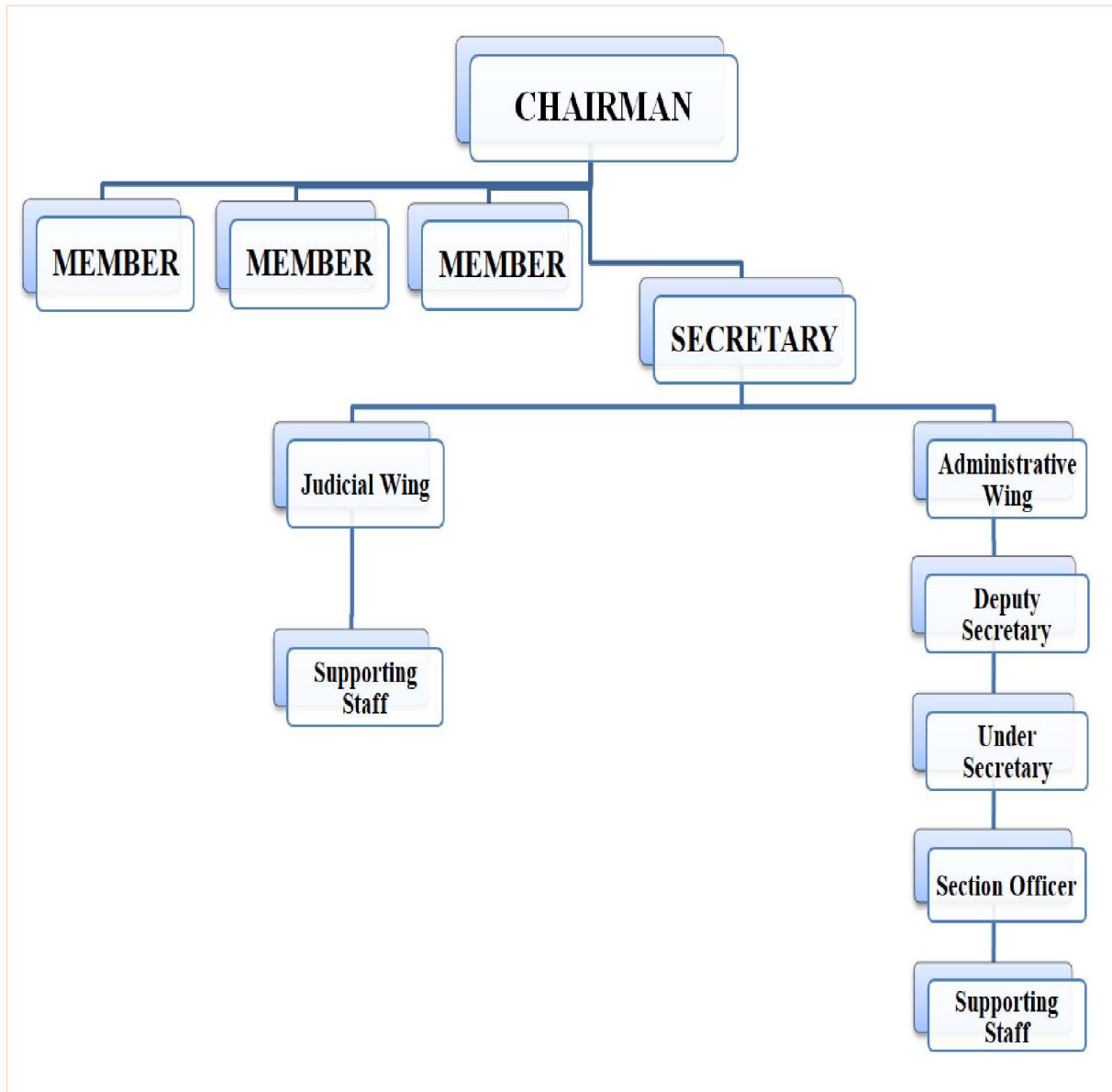
The Commission shall prepare annual report for each financial year with complete details of its activities undertaken during the previous financial year and forward a copy thereof to the Central Government.

2.4.4 ANNUAL REPORT AND AUDIT REPORT TO BE LAID BEFORE PARLIAMENT

The audit report and the annual report together with the memorandum of action taken on the advice tendered by the Commission under section 11 and the reasons for non-acceptance, if any, of any such advice, to be laid before each House of Parliament by the Central Government. The Annual Report and Annual Accounts of the Commission for the year 2023-24 were laid in Lok Sabha on 17.03.2025 and in Rajya Sabha on 19.03.2025.



Organisation Chart





CHAPTER 3

Meetings of the Commission

In terms of Section 12(3) of the NCMEI Act, every proceeding before the Commission is deemed to be a judicial proceeding within the meaning of Section 193 and Section 228 and for the purpose of Section 196 of the Indian Penal Code. The Commission is deemed to be a civil court for the purpose of Section 195 Chapter XXVI of the Code of Criminal Procedure, 1973. Being a quasi-judicial body, the Commission conducts formal court sittings on a day to day basis. The Commission has a formal courtroom for the purpose.

3.1 WORKING OF THE COMMISSION

According to the cause list, the Commission takes up legacy cases and registers fresh petitions and passes orders. In order to ensure expeditious disposal of the cases and to minimize backlog, the Commission lists the requisite number of cases in each sitting. Notices to different parties including a Show Cause Notice to the applicant are issued as per the direction of the Court. Adequate notice period is given to all the parties. In the first hearing of a fresh petition, presence of the petitioner or respondent is not necessary. Notices requiring their appearance are issued on the second date of hearing.

In case if the petitioners plead for urgency, the Commission gives an early date, based on merits. The Commission also takes into consideration, the inconvenience shown by the petitioners/

parties to appear on a particular date and accordingly adjournments are granted to enable the petitioners/parties to plead their cases effectively in consonance with the principle of natural justice. The Commission has never insisted on engagement of a counsel to represent the petitioner i.e. any petitioner who wants to argue his/her case personally is at liberty to do so.

With a view to expedite disposal of cases no quorum has been fixed by the Commission for the court sittings. Even if only the Chairman or one of the Member is present, court proceedings can be conducted and cases taken up for appropriate decision.

The Commission endeavours to provide a cost-free forum to the members of the minority communities for redressal of their grievances regarding deprivation of educational rights enshrined in the Constitution. The Commission has not prescribed any court fee for processing of petitions. Since a large number of petitioners are not conversant with court procedures, the Commission has even accepted petitions which are not in conformity with the law of pleadings and gives appropriate directions to such petitioners.

3.2 THE SITTINGS AND HEARINGS OF THE COMMISSION

The Court of the Commission decides



cases regarding the grant of Minority Status Certificate and also appeals under Section 12A and 12B. The Court also decides cases relating to cancellation of MSC under Section 12C. For the purpose, the Court of the Commission has sittings wherein cases are taken-up as per the cause list. Year-wise numbers of sittings by the Court of the Commission are given in figure-3.1.

The Commission held 109 sittings during 2024-25 as compared to 128 during 2023-24. In the months of June and December, 2024 the Court of the Commission had summer and winter vacations.

3.3 THE NUMBER OF MSCs GRANTED BY THE COMMISSION SINCE ITS INCEPTION

The Commission grants Minority Status Certificate (MSC) to the eligible Minority Educational Institutions (MEIs). **14186** MSCs have been granted since the inception of the Commission. Year-wise, the number of MSCs granted by the Court of the Commission is given in table 3.1.

State/UT-wise, the number of Minority Status Certificates granted from 2005-06 to 31.03.2025, are given in the table 3.2.

The data reveals that the maximum number of MSCs has been granted to MEIs from the States of Kerala, followed by Uttar Pradesh, Tamil Nadu, Karnataka, West Bengal and Madhya Pradesh. More than 80% of the total MSCs has been granted to MEIs from these States. No MSC has been issued to MEIs from Jammu and Kashmir, Ladakh, Lakshadweep and Mizoram.

Year	Year	Number of MSCs granted
1.	2005-06	48
2.	2006-07	622
3.	2007-08	674
4.	2008-09	397
5.	2009-10	1039
6.	2010-11	1342
7.	2011-12	1854
8.	2012-13	1791
9.	2013-14	1674
10.	2014-15	1372
11.	2015-16	1022
12.	2016-17	1094
13.	2017-18	466
14.	2018-19	158
15.	2019-20	12
16.	2020-21	15
17.	2021-22	86
18.	2022-23	162
19.	2023-24	199
20.	2024-25	159
Total		14186

Table 3.1: Number of MSCs granted since 2005-06

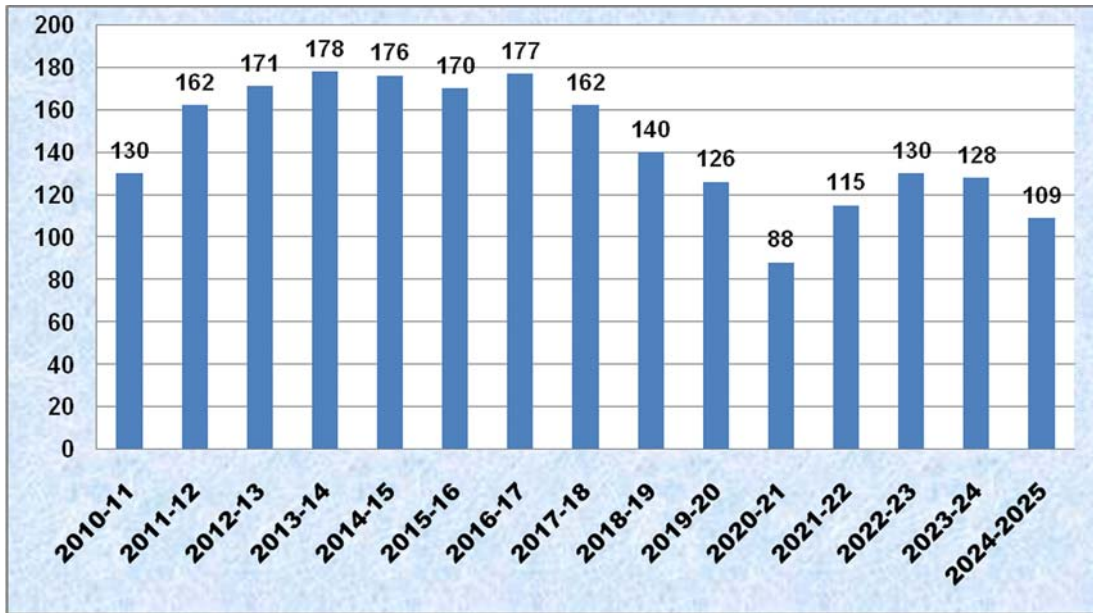


Fig. 3.1: Year-wise sittings of the Commission since 2010-11

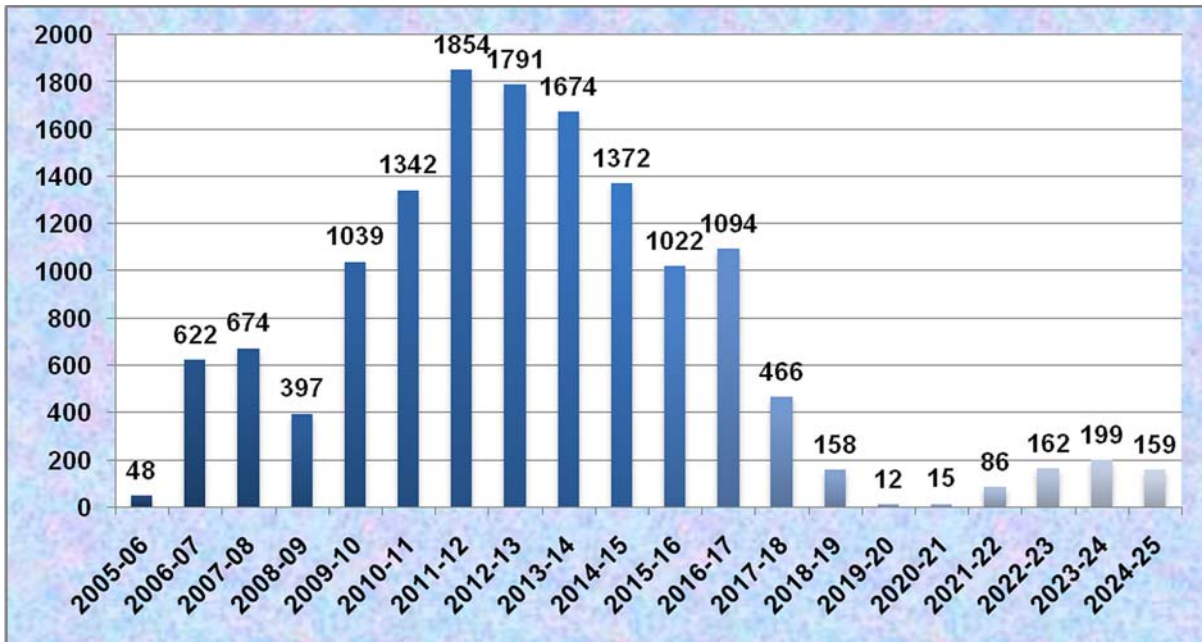


Fig. 3.2.: Year-wise Number of MSCs granted by the Commission



S. No.	State	Total MSCs granted till 31.03.2025
1.	Andaman & Nicobar Island	10
2.	Andhra Pradesh	253
3.	Arunachal Pradesh	25
4.	Assam	228
5.	Bihar	167
6.	Chandigarh	21
7.	Chhattisgarh	236
8.	Dadra & Nagar Haveli	4
9.	Daman & Diu	1
10.	Delhi	265
11.	Goa	167
12.	Gujarat	71
13.	Haryana	182
14.	Himachal Pradesh	28
15.	Jharkhand	124
16.	Karnataka	765
17.	Kerala	4722

S. No.	State	Total MSCs granted till 31.03.2025
18.	Madhya Pradesh	602
19.	Maharashtra	203
20.	Manipur	37
21.	Meghalaya	8
22.	Nagaland	1
23.	Odisha	132
24.	Puduchery	32
25.	Punjab	124
26.	Rajasthan	105
27.	Sikkim	18
28.	Tamil Nadu	1158
29.	Telangana	355
30.	Tripura	13
31.	Uttar Pradesh	3299
32.	Uttarakhand	134
33.	West Bengal	696
Total		14186

Table 3.2 State/UT-wise number of MSCs granted since 2005-06



CHAPTER 4

Highlights of the Year

The Commission completed 20 years in November; 2024. The Commission functions as per the mandate given in the NCMEI Act, 2004 and this is reflected in its Annual Report. The highlights of the

Commission's functioning during 2024-25 are given as under:

4.1 COURT SITTINGS

Date-wise, number of fresh & ongoing cases heard in the court, are at Table 4.1

Table 4.1: Date-wise, Court sittings and number of fresh & ongoing cases heard during 2023-24

S. No.	Date	No. of Cases Heard	Remanded to the State Competent Authority	MSC Granted*	Cancelled/ Duplicate/ Surrendered MSC	Notices Issued	Letters for clarification/ Physical Inspection Committee
1.	02-4-2024	27	—	2	—	7	11
2.	03-4-2024	27	—	2	—	5	12
3.	04-4-2024	25	—	2	—	—	15
4.	16-4-2024	29	—	2	—	4	4
5.	18-4-2024	26	—	2	(01 Duplicate)**	3	16
6.	23-4-2024	32	—	2	—	5	15
7.	24-4-2024	26	—	—	—	8	13
8.	25-4-2024	28	—	2	—	6	14
9.	30-4-2024	27	—	2	—	4	7
April: Total		247					
May, 2024							
10.	01-5-2024	29	—	2	—	3	8
11.	02-5-2024	26	—	2	—	3	10
12.	07-5-2024	27	—	3	—	6	10
13.	08-5-2024	28	—	3	—	4	8
14.	09-5-2024	27	—	2	—	2	11
15.	14-5-2024	29	—	3	—	1	13
16.	15-5-2024	31	—	3	—	8	9



S. No.	Date	No. of Cases Heard	Remanded to the State Competent Authority	MSC Granted*	Cancelled/ Duplicate/ Surrendered MSC	Notices Issued	Letters for clarification/ Physical Inspection Committee
17.	16-5-2024	28	—	3	—	4	8
18.	21-5-2024	32	—	4	—	1	14
19.	22-5-2024	29	—	5	—	3	18
May: Total		286					
June, 2024							
Court Holidays							
July, 2024							
20.	09-7-2024	23	—	—	—	5	10
21.	10-7-2024	25	—	—	01*(cancelled)	3	11
22.	11-7-2024	23	—	—	—	5	11
23.	16-7-2024	28	—	3	—	2	12
24.	18-7-2024	23	—	—	—	—	9
25.	23-7-2024	27	—	2	—	3	14
26.	24-7-2024	26	—	2	—	2	15
27.	25-7-2024	25	—	—	—	—	16
28.	30-7-2024	21	—	2	—	12	1
29.	31-7-2024	22	—	2	—	—	12
July: Total		243					
August, 2024							
30.	01-08-2024	20	—	—	—	1	12
31.	06-08-2024	23	—	2	—	2	14
32.	07-08-2024	22	—	—	—	2	15
33.	08-08-2024	23	—	—	—	—	13
34.	13-08-2024	24	—	1	—	—	12
35.	14-08-2024	19	—	1	—	1	
36.	20-08-2024	22	—	1	—	—	12
37.	21-08-2024	20	—	—	—	—	11
38.	22-08-2024	22	—	—	—	1	11
39.	27-08-2024	21	—	—	—	3	12
40.	28-08-2024	23	—	—	—	4	11
41.	29-08-2024	23	—	—	—	3	8
August: Total		262					



S. No.	Date	No. of Cases Heard	Remanded to the State Competent Authority	MSC Granted*	Cancelled/ Duplicate/ Surrendered MSC	Notices Issued	Letters for clarification/ Physical Inspection Committee
September, 2024							
42.	03-09-2024	24	—	2	—	—	12
43.	04-09-2024	23	—	2	—	2	12
44.	05-09-2024	21	—	1	—	—	8
45.	10-09-2024	23	—	2	—	—	14
46.	11-09-2024	22	—	2	01*(cancelled)	2	9
47.	12-09-2024	25	—	—	—	3	15
48.	17-09-2024	23	—	—	—	1	17
49.	18-09-2024	21	—	—	—	1	13
50.	19-09-2024	20	—	—	—	1	13
51.	24-09-2024	24	—	3	—	—	16
52.	25-09-2024	26	—	3	—	1	15
53.	26-09-2024	25	—	1	—	1	18
September: Total		277					
October, 2024							
54.	01.10.2024	25	—	2	—	3	18
55.	03.10.2024	21	—	2	—	1	9
56.	15.10.2024	20	—	2	—	2	10
57.	16.10.2024	24	—	2	—	2	10
58.	17.10.2024	23	—	2	—	1	12
59.	22.10.2024	31	—	1	—	—	20
60.	23.10.2024	27	—	1	—	3	17
61.	24.10.2024	25	—	—	—	1	15
October: Total		196					
November, 2024							
62.	05.11.2024	22	—	2	—	1	12
63.	06.11.2024	22	—	2	—	1	12
64.	07.11.2024	22	—	1	—	3	10
65.	12.11.2024	25	—	1	—	3	10
66.	13.11.2024	20	—	1	—	2	8
67.	14.11.2024	19	—	1	—	—	8



S. No.	Date	No. of Cases Heard	Remanded to the State Competent Authority	MSC Granted*	Cancelled/ Duplicate/ Surrendered MSC	Notices Issued	Letters for clarification/ Physical Inspection Committee
68.	19.11.2024	22	—	2	—	—	10
69.	20.11.2024	20	—	2	—	1	14
70.	21.11.2024	23	—	1	—	3	14
71.	26.11.2024	25	—	—	—	2	15
72.	27.11.2024	21	—	2	—	1	17
73.	28.11.2024	21	—	2	—	3	11
November: Total		262					
December, 2024							
74.	03.12.2024	21	—	2	—	1	9
75.	04.12.2024	21	—	2	—	3	10
76.	05.12.2024	22	—	—	—	—	12
77.	10.12.2024	23	—	—	—	4	10
78.	11.12.2024	25	—	—	—	3	11
79.	12.12.2024	16	—	—	—	—	8
December: Total		128					
January, 2025							
80.	14.01.2025	27	—	—	—	8	8
81.	15.01.2025	26	—	—	—	8	9
82.	16.01.2025	28	—	—	—	3	7
83.	21.01.2025	25	—	3	—	—	15
84.	22.01.2025	21	—	3	—	2	6
85.	23.01.2025	25	—	3	—	3	13
86.	28.01.2025	21	—	3	—	—	11
87.	29.01.2025	22	—	3	—	—	8
88.	30.01.2025	23	—	2	—	2	13
January: Total		218					
February, 2025							
89.	04.02.2025	21	—	2	—	1	11
90.	06.02.2025	27	—	2	—	4	10
91.	11.02.2025	26	—	—	—	—	14
92.	12.02.2025	26	—	—	—	1	20



S. No.	Date	No. of Cases Heard	Remanded to the State Competent Authority	MSC Granted*	Cancelled/ Duplicate/ Surrendered MSC	Notices Issued	Letters for clarification/ Physical Inspection Committee
93.	13.02.2025	26+2	—	3	—	—	12
94.	18.02.2025	24	—	2	—	—	15
95.	19.02.2025	21	—	2	—	—	13
96.	20.02.2025	23	—	2	—	3	15
97.	25.02.2025	23	—	2	—	1	14
98.	27.02.2025	27	—	3	—	4	11
February: Total		246					
March, 2025							
99.	04.03.2025	20	—	—	—	1	10
100.	05.03.2025	21	—	1	—	—	12
101.	06.03.2025	20	—	—	—	3	8
102.	11.03.2025	21	—	—	—	3	8
103.	12.03.2025	20	—	—	—	2	12
104.	18.03.2025	19	—	4	—	5	6
105.	19.03.2025	21	—	2	—	3	10
106.	20.03.2025	22	—	3	—	2	8
107.	25.03.2025	19	—	2	—	—	6
108.	26.03.2025	19	—	2	—	—	12
109.	27.03.2025	22	—	—	—	—	12
March: Total		224					
G. Total		2589	—	159	3		

Note: In addition to the above, a duplicate MSC has been issued to one institution. Also, two MSCs have been cancelled by the Commission.

Table 4.1: Date-wise Court sittings and number of cases heard during 2024-25



During 2024-25, the Commission held 109 sittings and heard 228 fresh and 501 ongoing cases which include 10 cases of 2019, 26 cases of 2020, 28 cases of 2021, 73 cases of 2022, 243 cases of 2023 and 121 of 2024 (01.01.2024 to 31.03.2025). In the said period 289 fresh and ongoing cases were disposed, of which 06 cases pertained to 2019, 10 cases of 2020, 10 cases of 2021, 28 cases of 2022, 112 cases of 2023 and 109 cases of 2024 and 14 cases of 2025 (01.01.2025 to 31.03.2025).

The disposed cases include 127 cases which were either withdrawn or dismissed, in 02 cases MSC was cancelled, in 01 case, a duplicate MSC was issued and in 159 cases, MSC was granted. Of the 159 cases where MSC was granted, 06 cases pertained to 2019, 08 cases of 2020, 09 cases of 2021, 22 cases of 2022, 89 cases of 2023 and 25 cases of 2024.

As on 31st March, 2025, 04 cases of 2019, 16 cases of 2020, 18 cases of 2021, 45 cases of 2022, 131 cases of 2023, 183 cases of 2024 and 43 cases of 2025 (01.01.2025 to 31.03.2025) are ongoing in the Commission.

During 2024-25, the Commission held 109 sittings and heard **2589** cases inclusive of legacy cases. Month-wise number of cases heard by the Commission is given in figure 4.1.

4.2 GRANT OF MINORITY STATUS CERTIFICATE

The eligible Minority Educational Institution can apply either to the NCMEI or to the State Authority for grant of MSC. As per the requirement of the Commission, the Minority Status Certificate (MSC) application form (**Annexure-1**) is revised from time to time. The MSC application form is available on the NCMEI website (www.ncmei.gov.in). For the ease of the applicants/petitioners, a checklist of required mandatory documents to be attached with the application form, is also available on the NCMEI website. As per the provisions of the NCMEI Act, 2004 (as amended in 2006), the applicant institution before applying for grant of MSC, is required to apply for 'No Objection Certificate' (NOC) to the State Competent Authority (the list of Competent Authority is at **Annexure-3**).

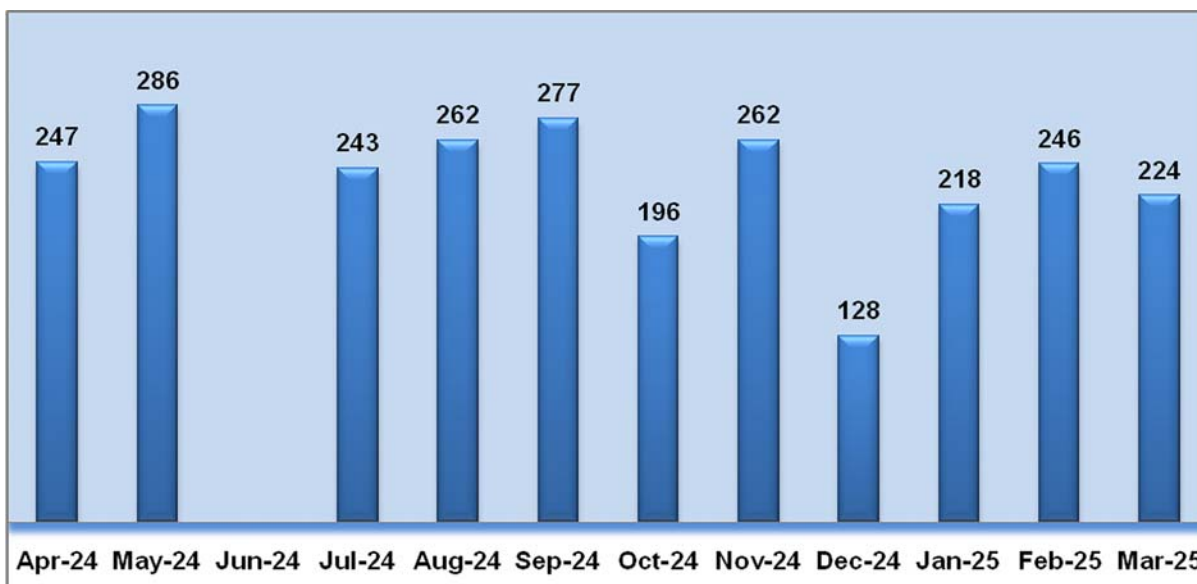


Figure 4.1: Month-wise, Number of cases heard from April 2024 to March 2025



If, the applicant institution whose NOC under Section 10 of the NCMEI Act, 2004 has been rejected by the State Competent Authority, then the applicant can appeal against the order under Section 12A of NCMEI Act, 2004 and as per National Commission for Minority Educational Institutions (Procedure for Appeal), Rules, 2006. The format of application is annexed at **Annexure-2**.

In case the MSC application is rejected by the State/UT Authority then the applicant institution can appeal under Section 12B of NCMEI Act, 2004 and as per National Commission for Minority Educational Institutions (Procedure for Appeal), Rules, 2006. The format of application is annexed at **Annexure-2**. The application for appeal under Section 12A and 12B are also available on the NCMEI website (www.ncmei.nic.in).

The highlights of the MSCs granted by the Commission are given as under:

- 159 MSCs were granted during 2024-25 as compared to 199 MSCs during 2023-24. In addition, a duplicate MSC was granted to one institution and two MSCs were cancelled.
- State-wise, number of MEIs that were granted MSC during 2024-25 is detailed in table 4.2.

S. No.	Name of the State	Number of MSCs granted during 2024-25
1.	Andaman & Nicobar	1
2.	Andhra Pradesh	6
3.	Arunachal Pradesh	1
4.	Assam	5
5.	Bihar	3
6.	Chhattisgarh	4
7.	Delhi	6
8.	Goa	2
9.	Gujarat	5
10.	Jharkhand	5
11.	Karnataka	12
12.	Kerala	4
13.	Madhya Pradesh	9
14.	Maharashtra	1
15.	Odisha	1
16.	Punjab	1
17.	Rajasthan	1
18.	Tamil Nadu	38
19.	Telangana	4
20.	Uttar Pradesh	46
21.	Uttarakhand	4
Total		159

Table 4.2: State-wise number of MSCs granted during 2024-25

Community wise, MSCs granted during the year 2024-25 are given in the table 4.3

Christians	Muslims	Jains	Sikhs	Budhists	Parsis
101	43	8	6	1	0

Table 4.3: Community-wise MSCs granted during 2023-24



4.3 DISTRIBUTION OF MINORITY STATUS CERTIFICATE

In order to bring transparency, the Commission decided that w.e.f. 01st July, 2024, the Minority Status Certificate (MSC) will directly be handed over to the person whose name appears in the Governing Body Resolution, who has applied for grant of MSC to the Commission. Accordingly, MSC distribution is done on every Thursday in the Commission.

4.4 VERIFICATION OF SOCIETIES/TRUSTS

In order to ensure the genuineness of the Society/Trust running a MEI, the Commission conducts random verification of the Society/Trust running a MEI. The issue relating to verification is taken up with the Chief Secretary/Administrator of the concerned State/UT who verifies the functioning of the Society/Trust and existence and functioning of the educational institution.

Further, pursuant to NITI Aayog's instructions in 2016, all petitioners are required to furnish the unique-ID allocated by NITI Aayog through its NGO Darpan Portal. The name and address of the society/trust that runs the Minority Educational Institution and the name of the Office bearer of the society/trust, all these information is provided in the unique-ID. The details provided in the MSC application are cross verified with the details in the unique-ID document.

In order to streamline and bring transparency in the process of MSC application, the Commission notified that the declaration, affidavit and Valaktanama should be signed by the same person.

On 5th August 2021, it was also notified that the institute established and administered by the trust/society is required to submit a copy of the resolution passed by the governing body of the society/trust, authorising the signatory of declaration, affidavit and Valaktanama for filing application for grant of MSC.

4.5. NEW POLICY INITIATIVES TOWARDS e-GOVERNANCE

E-Governance is easy, effective and economical governance. Initiatives taken during 2017-18, for proper implementation of the concept of e-Governance have been carried forward during 2024-25 also, with the objective of enhancing transparency, accuracy and efficiency in the functioning of the Commission. Some of the initiatives are:

- (i) **Dynamic NCMEI Website:** NCMEI has its own website which is user friendly and updated with current content. The NCMEI Act, Guidelines, Procedure for filing MSC Application, Checklist of mandatory documents, details of the nodal officers and State Competent Authority etc are all available.
 - Data of Institutions that have been granted MSC by the Commission is available on the website.
 - Daily Cause List /Court Orders / Judgments are uploaded on the NCMEI Website <http://ncmei.gov.in>
 - State-wise list of MSCs issued to the MEIs is uploaded on the website.



- Annual reports of the Commission and important notices and circulars are also available on the website.
- List of Competent Authority appointed by the State under Section 10 and 12(B) of the NCMEI Act, 2004 is also available on the website.

(ii) **Public Finance Management System (PFMS):** Commission is on PFMS since 2017. This is a financial management platform which establishes an efficient fund flow system as well as a payment cum accounting network. This has brought in transparency in expenditure and provides real-time information on the availability of funds and fund utilization. This system is an important tool for improving governance.

Digitization of Records: Keeping in view the Hon'ble Prime Minister's vision on Digital India, it was decided to digitize all the files, in which MSCs have been granted.

- (i) **One Nation One Data Initiative:** The data of MEIs that have been granted MSC by the commission has been shared with the respective State/UT governments for their record.

4.6 HINDI PAKHWADA

In compliance with the directions of the Department of Official Language Ministry of Home Affairs, New Delhi, the Hindi Pakhwada was organised from 14.09.2024



to 30.9.2024. The celebration commenced with the Fourth All India Hindi Sammelan at the Bharat Mandapam on the 14th-15th September, 2024.

With the aim to promote the use of Hindi as an Official Language and with the spirit of fostering the sense of solidarity towards the language, various activities were organised during the Pakhwada, ensuring participation of one and all.

At the inaugural ceremony, Sh. Jagdish Ram Pauri, Director, Official Language from Ministry of Education was invited as Special Guest to share his valuable insights on the use of the Official Language. In this sequence, Prof. Sudhir Pratap Singh, Chairman, Centre for Indian Languages, SLL&CS, JNU was invited for the Hindi workshop. During the workshop, he encouraged Officers and the staff to work in Hindi and also educated them about various applications to work in Hindi.





On September 30, 2024, the closing ceremony of the program was held in the Conference Hall of the Commission where Mr. Syed Ikram Rizvi, Joint Secretary (Administration), from the Ministry of Education was invited. He encouraged all the officers and employees to work in Hindi and honoured the winners of various competitions. He also gave suggestions so that the work of Hindi could gain further momentum.

4.7 HINDI KARYASHALA

As per the Official Language Policy of the Government of India, Hindi Karyashala is to be organized in the Government Offices on quarterly basis. Accordingly, workshops were organised on 05.06.2024, 26.09.2024, 13.01.2025 and 25.03.2025.

The Karyashala conducted on 05.06.2024 was presided over by the Under Secretary of the Commission.



During the workshop, the discussion focused on the history of the Hindi language and its use in official work and emphasized doing as much work as possible in Hindi.

The second Karyashala was conducted on 26.09.2024 during the celebration of Hindi Pakhwada by Prof. Sudhir Pratap Singh, Chairman, Centre for Indian Languages, SLL&CS, JNU. The facilitator guided participants on the use of Hindi in day-to-day Office work and various applications launched by the Government for promotion of Hindi.

The third Karyashala was held on 13.01.2025 and conducted by the Section Officer, who guided the participants on the documents falling under Section 3(3) of the Official Languages Act.

The fourth Karyashala was held on 25.03.2025 and was presided by Shri Jayprakash, Senior Audit Officer. The theme of the Karyashala was '*Hindi ka Karyasadhak Gyan*'. The facilitator provided guidance on 14 types of letter covered under Section 3(3) of the Official Languages Act which are required to be issued bilingually and also gave important information about Rule 5.

At the conclusion of the workshop, the Hindi Stenographer informed the staff about the achievements of the targets set by the Official Language Department and encouraged them to do maximum work in Hindi. The workshops concluded with a vote of thanks to the resource person.

4.8 SWACHHATA PAKHWADA

With the aim of making India clean, Hon'ble Prime Minister desired that the Central Government Ministries and their



attached offices observe Swachhta Pakhwada once every calendar year. Swachhta Pakhwada was celebrated in the Commission from 01.09.2024 to 15.09.2024. Various activities were undertaken in the Commission's premises including discontinuing the use of single-use plastic and encouraging the use of Jute/Cloth bags which were distributed among the staff, removal of waste material from and around the office, proper arrangement of files in racks and clearing CPGRAMs related matters etc.

The Swachhta pledge was administered in the Commission during that period. A number of other initiatives have also been under taken from time to time to maintain the cleanliness of the premises.

4.9 MEETING WITH THE REPRESENTATIVES OF THE STATE COMPETENT AUTHORITIES OF VARIOUS STATES

During the year, various meetings were held with the representatives of the State Competent Authorities,

The agenda of these meetings was to sensitize the stakeholders about the

provisions of the NCMEI Act, 2004, the challenges faced by the NCMEI and the State in the granting of MSC/ NOC and speeding up the action on the pending applications for grant of NOC/MS by the State within the stipulated time frame.

4.9.1 MEETING WITH REPRESENTATIVE OF COMPETENT AUTHORITIES OF THE TAMIL NADU AND TELANGANA

A meeting with the Competent Authorities of the State of Telangana and Tamil Nadu was held under the Chairmanship of Prof. (Dr.) Shahid Akhter, Hon'ble Member, NCMEI on 05.08.2024 at the Conference Hall of the Commission.

During the meeting, it was elaborated that the person who desires to establish a minority institution has to apply to the State Competent Authority for grant of NOC for the said purpose under Section 10 of the NCMEI Act, 2004. The educational institution can either opt to file an application for grant of MSC before the State Competent Authority or to file an application for grant of NOC.

The Hon'ble Member, NCMEI elaborated on the provisions of Section 10 of the NCMEI Act, 2004 and explained the Judgment of the Hon'ble Apex Court in the matter of SISTERS OF ST. JOSEPH OF CLUNY V/S THE STATE OF WEST BENGAL & ORS (Civil Appeal No. 3945/2018, Judgment dated 18/04/2018).

It was also discussed that on receipt of the application for grant of NOC from the petitioner institutions, the competent authority has to take action on the application. State has to either grant NOC,



or reject the NOC application and communicate its decision to the petitioner in this regard within 90 days.

TAMIL NADU

During the meeting, it was discussed that in response to the notice issued by the Commission to the competent authority of Tamil Nadu, the State Government sends letters stating that the petitioner has not filed an application for grant of MSC. However, in the counter affidavit it is stated that "the petitioner has filed an application for grant of minority status certificate and has not submitted the requisite documents in terms of G.O. (MS) No. 375 dated 12.10.1998 and G.O. (MS) No. 214 dated 3.11.2008 of the School Education Department, Tamil Nadu for grant of minority status certificate to private schools. In some of the cases, improper replies are received from the State competent authorities because of which the Commission has to constitute Physical Inspection Committee to decide the case.

The query was raised regarding guidelines of Government of Tamil Nadu for granting No Objection Certificates to the educational institutions wherein the Director, Directorate of Private School, Government of Tamil Nadu informed about the G.O. (Ms) No. 109 dated 29.12.2022 of the Backward Classes, Most Backward Classes and Minorities Welfare (MW1) Department, Tamil Nadu in this regard.

Further, Hon'ble Member apprised that as per the Guidelines issued by NCMEI, if an institution is run by a trust or a registered society, the majority of the trustees of the trust or members of the society, as the case may be, must be from the minority community and the trust deed/ Articles of

association must reflect the objective of serving the interest of the minority community. He further stated that Hon'ble Apex Court, various High Courts as well as this Commission in case of Buckley Primary School, Cuttack, Orissa Vs. Government of Orissa (order passed by the Commission in Case No. 1320 of 2009 dated 06.07.2010) have categorically held that the percentage of admission of students from notified minority community in a minority educational institution is not an indicator for determining the minority status of such institution.

The representatives of State competent authorities were also informed about the guidelines devised by the State of Kerala for grant of No Objection Certificate and suggested to take initiative to devise guidelines for granting NOC in their respective State also.

TELANGANA

Hon'ble Member mentioned that instead of sending a response regarding the application filed by the MEIs for grant of NOC, State of Telangana sends replies stating that the NOC application has not been received by them and the petitioner may apply before the State for grant of religious MSC.

The Assistant Commissioner, Minority Welfare, Telangana stated that the petitioner institutions do not apply to them for grant of NOC and directly send applications for grant of MSC before the NCMEI. Hon'ble Member mentioned that the petitioner institutions also submit proof of delivery of NOC application before the Commission and directed the State to submit proper replies in such cases.

The Assistant Commissioner, Minority



Welfare, Telangana raised a query as to whether the State can inspect the minority educational institutions to ensure that the institution is serving the interest of that particular minority community. In reply, he was informed that the Commission has clarified that the state may inspect the petitioner institution as per its policy, without interfering in its management, as MEIs are protected under Article 30 of Constitution.

4.9.2 MEETING WITH REPRESENTATIVES OF STATE COMPETENT AUTHORITIES OF UTTAR PRADESH, JHARKHAND AND GUJARAT

The meeting was convened on 12.08.2024 under the Chairmanship of Hon'ble Member with the representatives of the State Competent Authorities of Uttar Pradesh, Jharkhand and Gujarat.

The agenda of the meeting was to sensitize the Competent Authorities about Section 10 of the NCMEI Act, 2004, to discuss issues regarding the disposal of NOC applications and to understand why no response has been provided to the Commission's Notices by the Competent Authorities.



The Hon'ble Member, NCMEI while welcoming the representatives of the State Government explained the educational rights of the minorities guaranteed under Article 30 (1) of the Constitution of India and also explained on Section 10, 12A and 12B of the NCMEI Act, 2004.

He highlighted that the Commission is receiving applications for grant of MSC based on deemed NOC. A copy of the NOC application along with its tracking report is attached to the MSC application. The Commission sends notice along with complete set of the petition, to the Competent Authority for seeking their inputs. He expressed concern that States are either not responding or when they do, their replies are not satisfactory.

The Special Secretary, Govt. of Uttar Pradesh enquired about the ongoing cases. In response, Secretary informed him that 63, 30 and 34 MSC petitions from U.P., Gujarat and Jharkhand respectively are ongoing in the Commission.

The representative of Gujarat enquired whether a minority educational institution should have all its members from the minority community. In response, Hon'ble Member apprised that as per the guidelines, if the concerned Minority



Educational Institution is run by a trust or a registered society, the majority of the trustees or members of the society, as the case may be, must be from the minority community and the trust deed/ Articles of Association must contain a beneficiary clause reflecting the objective of serving the interests of the minority community. He also apprised about the Judgements of High Court as well as this Commission in case of Buckley Primary School, Cuttack, Orissa Vs. Government of Orissa (order passed by the Commission in Case No. 1320 of 2009 dated 06.07.2010).

The following action points were identified from the meeting:

- State should frame **guidelines and format** for receiving NOC /MSC application.
- States to explore the option of receiving NOC/MSC application **online**, for easy monitoring.
- Action to be taken on the NOC application **within 90 days** and decision communicated.
- States to give **prompt and proper response** to the Commission's notice to avoid ex parte judgments.
- State to check and inform whether NOC application along with enclosures, have been received in the office of the competent authorities and explained why no response was send to the institutions.
- Organize workshop/ seminar with the concerned district officials to sensitize them about the provisions of the NCMEI Act, 2004,

educational rights of minorities enshrined in Article 30 (1) of the Constitution

4.9.3 MEETING WITH REPRESENTATIVES OF STATE COMPETENT AUTHORITIES OF HARYANA

A meeting with the competent authorities of Haryana was held on 02.09.2024 under the Chairmanship of Hon'ble Member NCMEI. The agenda of the meeting was to sensitize the State/UT's representatives about the provisions of the NCMEI Act, 2004 and the challenges faced by NCMEI in issuing Minority Status Certificate (MSCs) to Minority Educational Institutions (MEIs).

In his opening remarks, Hon'ble Member welcomed all the participants and briefly explained the provisions of the NCMEI Act, 2004. Thereafter, the individual States/UT's were asked to furnish details about the procedure adopted by them for grant of NOC/ MSC and the challenges faced by them. The following actions points emerged during the meeting:

1. The State should inform the Commission about the Authority competent to issue recognition/ affiliation certificates to the private Schools and ensure that such certificates are in the proper format.
2. Issuance of NOC as per Section 10 of the NCMEI Act 2004.
3. In order to determine the percentage of minority students to be admitted to a minority educational institution, the States were requested to refer to the



Commission's judgment dated 23.11.2021 in case No. 217 of 2019.

4. States/UT's should share data of MEI's that have been granted MSCs.

4.9.4 MEETING WITH REPRESENTATIVES OF STATE COMPETENT AUTHORITIES OF ODISHA, WEST BENGAL, ASSAM AND BIHAR

A meeting with the Competent Authorities of the State of Odisha, West Bengal, Assam and Bihar was held under the Chairmanship of Hon'ble Member, NCMEI on 09.09.2024. The agenda of the meeting was to sensitize the Competent Authorities about Section 10 of the NCMEI Act, 2004, to discuss issues regarding the disposal of NOC applications and to understand why no responses have been provided to the Commission's notices by the Competent Authorities.

The participants were briefed about the NCMEI Act, 2004 and were given a detailed explanation of the provisions of Section 10. The State specific issues and difficulties faced by the Commission in disposing the petitions were also highlighted.

During the meeting, the participants were informed of the educational rights of the minorities guaranteed under Article 30 (1) of the Constitution of India and were apprised of Section 10, 12A and 12B of the NCMEI Act, 2004. Any person who desires to establish a minority educational institution has to apply to the State Competent Authority for grant of NOC under Section 10 of the NCMEI Act, 2004.

It was also highlighted that the Commission receives applications for grant of MSC based on deemed NOC and that the States do not respond to the Notices sent by the Commission and even when they do respond, the replies are often unsatisfactory. In such cases the Commission is constrained to constitute Physical Inspection Committee to obtain a Report, before taking any decision on the MSC petition.

The States were requested to dispose of NOC applications within 90 days and send responses to the Notices to avoid ex-parte judgments. He also requested the State Governments to issue specific instructions/orders regarding the disposal of NOC applications.

ODISHA

It was discussed that the Odisha Government has not appointed Competent Authority, except for the elementary and secondary level institutions. The State should expedite the appointment of Competent Authority for other levels of institutions as well, so that institutions can apply for NOCs.

A query was raised regarding the categorization of an institution as MEI, only if enrolment of minority students is 50% or more, to which the State representatives were advised to refer to the judgement of Hon'ble Apex Court in the matter of T.M.A. Pai Foundation vs. State of Karnataka (2002) and the Commission's Judgment dated 23.11.2021, in case No. 217 of 2019.

WEST BENGAL

The representative of **West Bengal** stated that they have devised a mechanism for receiving applications for grant of MSC



and that as of date they have granted MSCs to 61 MEIs.

ASSAM

Representatives of **Assam** stated that in response to the Commission's letter regarding the appointment of a Competent Authority, the details of the Competent Authority would be communicated to the Commission within a month.

BIHAR

The representative of **Bihar** stated that the Competent Authorities for all levels of institutions have been appointed and that they have a protocol in place for the grant of NOC. Complete details along with address of the Competent Authorities were shared with the Commission. Further, he also informed that guidelines for the grant of NOC have been framed.

The Commission directed the representative of Bihar to frame guidelines for the grant of MSCs and streamline the process of their issuance. Further, it was emphasized that the **State should encourage the MEIs to obtain MSC from the State itself.**

The following action points emerged from the meeting:

- States should frame guidelines and format for receiving NOC /MSC application.
- States to explore the option of receiving NOC/MSC application online, for easy monitoring.
- Action to be taken on the NOC application within 90 days and decision communicated.
- States to give prompt and proper

response to the Commission's notice to avoid ex parte judgments.

- States should encourage the Institutions to obtain MSC from the State.

4.10 CELEBRATION OF THE WORLD MINORITY RIGHTS DAY AND 20TH FOUNDATION DAY OF THE COMMISSION

The Indian Constitution is a testament to the nation's commitment to diversity and inclusivity. At its heart lies Article 30, a powerful provision that guarantees religious and linguistic minorities the right to establish and administer educational institutions of their choice.

The Department of Secondary and Higher Education, Ministry of HRD, Government of India, notified the National



The Union Minister for Education, Sh. Dharmendra Pradhan, Hon'ble Member NCMEI, Prof (Dr. Shahid Akhter) & various dignitaries from Minority community during Rashtragan. Dharmendra Pradhan.

Commission for Minority Educational Institutions Act on 11th November 2004 and constituted the Commission on 16th November 2004, with its Headquarters situated in New Delhi.

The formation of the Commission was welcomed by communities as a positive



The Union Minister for Education, Sh. Dharmendra Pradhan lighting the lamp during the event.

step towards ensuring that their educational aspirations were met with justice and equity.

The function commenced with great enthusiasm and it began with National Anthem fostering a sense of patriotism among the attendees. Following the National Anthem, the lighting of lamp was done by the Hon'ble Minister and other dignitaries.

On the momentous occasion, held at the Vigyan Bhawan, New Delhi on December 18, 2024, the NCMEI celebrated the World Minority Rights Day and its twentieth foundation day.

The Under Secretary of the Commission welcomed the Hon'ble



Hon'ble Member NCMEI, Prof (Dr. Shahid Akhter) welcomed by Sh. R.S. Tarar, Under Secretary, NCMEI.

Member of the Commission, Prof (Dr.) Shahid Akhter with a potted plant as a token of gratitude for his unwavering commitment and impeccable support to the Commission.

The presence of Sh. Dharmendra Pradhan, the esteemed Union Minister, Education underscored the Government's recognition of NCMEI's pivotal role in fostering an inclusive & equitable education system. Distinguished dignitaries, including Sh. Indresh Kumar (Muslim Rashtriya Manch), Dr. Iqbal Singh Lalpura, Chairman, National Commission for Minorities, Imam Umer Ahmed Ilyasi, Chief Imam of the All-India Imam Organization, Prof (Dr.) Faizan Mustafa, Vice-Chancellor, Chanakya National Law University Patna, Upadhyay Sh. Ravindra Muni, Saint and Scholar of Jainism, Most Reverend Raphy Manjaly - the Archbishop of Agra, Dr. Bhikkhu, Dhammapal Mahathero, High Priest, Buddhist community, distinguished guests and dignitaries from minority communities also graced the occasion with their presence.

Addressing the gathering, Sh. Dharmendra Pradhan delivered a powerful message, emphasizing Government's vision for inclusive progress through education.



The Union Minister for Education, Sh. Dharmendra Pradhan addressing the gathering during the event.



Hon'ble Member NCMEI, Prof (Dr. Shahid Akhter) addressing the gathering during the event.

His words resonated with the core values enshrined in India's Constitution, reaffirming the nation's commitment to providing equal opportunities for all. Hon'ble Minister lauded NCMEI's significant contribution in safeguarding the education rights of Minority communities over the past two decades and acknowledged the commission's role in creating a more just & equitable education system where every individual have the right to quality education, regardless of their background. The Ministers' address went beyond acknowledging past achievements. It outlined a forward-looking

vision for the future of minority education.

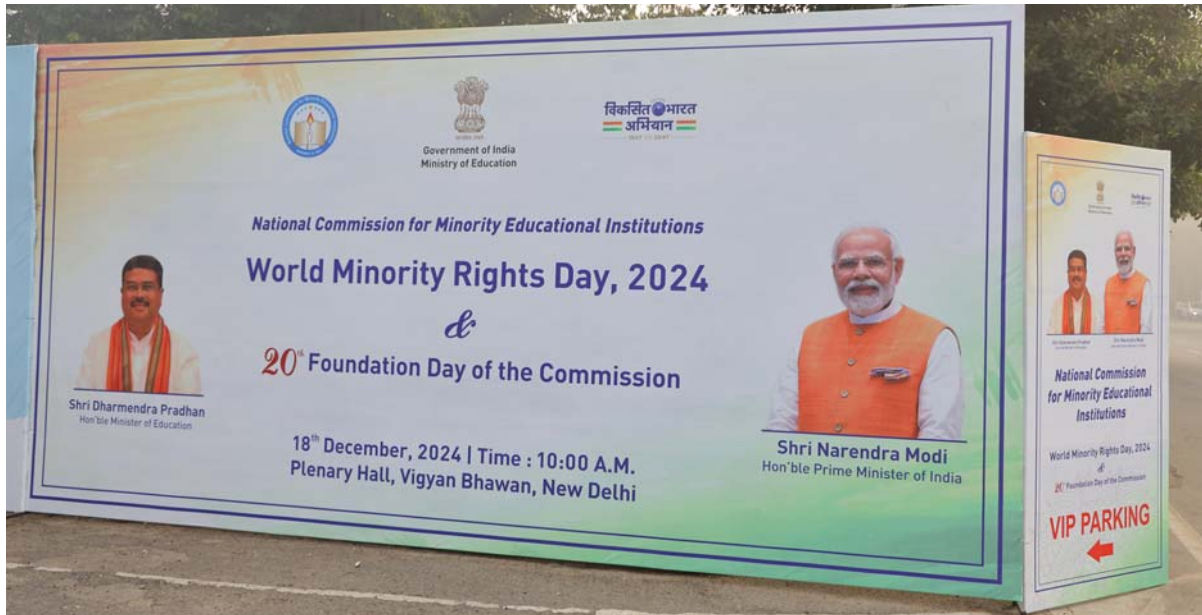
Sh. Pradhan urged MEI's to actively participate in the implementation of the NEP 2020 recognizing their crucial role in shaping the future of Education in India. He envisioned these Institutions as key drivers of innovation & change, contributing to the creation of a knowledge-based economy.

Commemorating two decades of dedicated service to the cause of Minority education. The event was a testament to the Commission's envisaged commitment to safeguarding the education rights of minority communities in India.

The event served as a platform to reflect upon the Commission's journey, acknowledge its achievements and chart a course for the future. The 20th Foundation Day Celebration was not only a ceremonial event, it was an occasion to reaffirm NCMEI's commitment to its founding principles and to acknowledge the ongoing need for its services in a rapidly evolving educational landscape.

Picture Gallery

Glimpses of celebration of World Minority Rights Day & 20th Foundation Day of the Commission



The event board at the Vigyan Bhawan, New Delhi



The Union Minister for Education, Sh. Dharmendra Pradhan, Hon'ble Member NCMEI, Prof (Dr. Shahid Akhter) & various dignitaries from Minority community during Rashtragan. Dharmendra Pradhan.



The Union Minister for Education, Sh. Dharmendra Pradhan welcomed by Hon'ble Member NCMEI, Prof. (Dr. Shahid Akhter) NCMEI.



Sh. Indresh Kumar, Margdarshak, Muslim Rashtriya Manch welcomed by Hon'ble Member NCMEI, Prof (Dr. Shahid Akhter)



Sh. Iqbal Singh Lalpura, Hon'ble Chairperson, NCM welcomed by Hon'ble Member NCMEI, Prof (Dr. Shahid Akhter).



Secretary, NCMEI addressing the gathering during the event



Officers and Staff of the Commission



CHAPTER 5

Tours and Visits

Tours were undertaken by the Hon'ble Member, for the purpose of interacting with the stakeholders and members of the minority community and to understand the problems/ difficulties faced by them. It also gave an opportunity to the Commission to apprise the members of the minority community about their Constitutional rights as well as the role and responsibilities of the NCMEI.

The tours and visits also provide an opportunity to interact with the political and the State Government functionaries and also ascertain the progress made by the State Governments in ensuring the education of Minorities. The tours and visits have helped in sensitizing the officials of the State Governments about the rights of minorities enshrined in Article 30(1) of the Constitution of India.

5.1 5.1 Details of the Tours undertaken and Meetings attended during 2024-25 by Prof. (Dr.) Shahid Akhter, Hon'ble Member, NCMEI

S.No	Date	Place of visit	Purpose of visit and revevant outcomes
1.	06.04.2024 to 14.04.2024	Ranchi, Jharkhand	<ol style="list-style-type: none">1. The tours were meant to create awareness about the educational rights enshrined in Article 30 (1) of the Constitution of India.2. The Hon'ble Member (SA) spoke about the rights of minority educational institutions and the government's efforts to uplift the educational status of minorities. He also explained the role of minority institutions in nation building.3. During his visit he explained the powers and functions of



S.No	Date	Place of visit	Purpose of visit and reevant outcomes
			<p>National Commission for Minority Educational Institutions and also gave various suggestions to strengthen the minorities in the State.</p> <p>4. During his visit, he met with Hon'ble Governor of Jharkhand and representatives of minority communities.</p>
2.	13.07.2024 to 15.07.2024	Ranchi, Jharkhand	<p>5. On 13.07.2024, the Hon'ble Member met with representatives of minority communities.</p> <p>6. During his visit, he also met with Hon'ble Governor of Jharkhand and Government officials of the State Government.</p> <p>7. On 13.07.2024, he attended as the "Chief Guest" at the Eid Milan Program organized by Prabhat Mantra Pvt. Ltd., Ranchi, Jharkhand.</p> <p>8. On 15.07.2024, the Hon'ble Member attended 'Samwad Se Vishwas' organized by Muslim Rashtriya Manch at Gala Hall, Ranchi Jharkhand.</p>
3.	10.08.2024	Agra, Uttar Pradesh	<p>9. On 10.08.2024, the Hon'ble Member attended a</p>



S.No	Date	Place of visit	Purpose of visit and revevant outcomes
			meeting with representatives of minority educational institutions at Circuit House, Agra.
4.	24.08.2024 to 26.08.2024	Jammu & Kashmir	<p>10. On 24.08.2024, the Hon'ble Member attended a meeting with Hon'ble Lieutenant Governor, Government of Jammu & Kashmir.</p> <p>11. On 25.08.2024, the Hon'ble Member attended the program titled "Kashmiri Youth and Viksit Bharat: The Way Ahead" as a keynote speaker organized by Ali's Sports Academy, Bagh Bandipora, Jammu & Kashmir and attended as the "Chief Guest" at the valedictory ceremony of Chinar Urdu Kitab Mela at the Auditorium of SKICC organized by National Council for Promotion of Urdu Language, Ministry of Education.</p>
5.	09.11.2024	Moradabad, Uttar Pradesh	<p>12. On 09.11.2024, the Hon'ble Member had a meeting with Commissioner, District Magistrate, Moradabad, along with representatives of the minority educational institutions to discuss the problems being faced by minority educational institutions.</p>



S.No.	Date	Place of visit	Purpose of visit and revevant outcomes
			<p>13. During his visit, he also met some of the prominent members of the minority communities.</p> <p>14. He also attended the function as Chief Guest on the occasion of the Annual Day Celebration at Delhi Public Global School, Moradabad.</p>
6.	23.12.2024 to 03.01.2025	Ranchi-Jamshedpur, Jharkhand & Bhubaneswar, Odisha	<p>15. On his visit to Ranchi on 23.12.2024, the Hon'ble Member attended a meeting with the Hon'ble Minister for Minority Welfare, Government of Jharkhand.</p> <p>16. On 24.12.2024, he had a meeting with Deputy Commissioner and Government Officials of the Education Department of Jamshedpur and minorities' educational institutions of Jamshedpur at the Circuit House.</p> <p>17. On 26.12.2024, he attended the meeting with the representatives of minority communities and minorities' educational institutions in Ranchi, Jharkhand.</p> <p>18. During his tour, Hon'ble Member visited</p>



S.No.	Date	Place of visit	Purpose of visit and relevant outcomes
			<p>Bhubaneswar, Odisha and met the Hon'ble Governor on 29.12.2024.</p> <p>19. On 29.12.2024, he presided as the 'Chief Guest' along with Secretary & Under Secretary, NCMEI at the programme organized by AIACHE at XIM University, Bhubaneshwar, Odisha.</p> <p>20. He also attended a meeting with the competent authority and, Deputy Commissioner and Government Officials of the Education Department of Bhubaneswar, Odisha and minorities' educational institutions of Odisha at the State Guest House.</p>
7.	09.02.2025 to 10.02.2025	Kishanganj, Bihar	<p>21. On 09.02.2025, he attended a seminar on the theme "Role of Minority Educational Institutions in Social Justice in India" at the auditorium of Imam bukhari University, Kishanganj, Bihar.</p> <p>22. On 10.02.2025, he attended a meeting with District Magistrate, District Education Officer and District Minority Welfare Officer Kishanganj, Government of Bihar and representative of Minority</p>



S.No.	Date	Place of visit	Purpose of visit and revevant outcomes
			Communities and Minority Educational Institutions.
8.	14.02.2025 to 15.02.2025	Ranchi and Bokaro, Jharkhand	<p>23. On 15.02.2025, he attended the function as “Guest of Honor” in the Medicant Hospital & Research Centre, Bokaro Steel City, Jharkhand.</p> <p>24. He also attended a meeting with representative of Minority Communities and Minority Educational Institutions at Ranchi.</p>
9.	26.02.2025 to 27.02.2025	Patna, Bihar	<p>25. On 26.02.2025, Hon’ble Member attended a meeting with Hon’ble Governor, Government of Bihar.</p>



CHAPTER 6

Analysis of the Petitions and Complaints Received During the Year

The Commission registers cases as and when petitions/complaints are received under the following functions:-

- To review the safeguards provided by or under the Constitution, or any law for the time being in force, for the protection of the educational rights of the minorities and recommend measures for their effective implementation
- To specify measures to promote and preserve the minority status and character of institutions of their choice established by minorities
- To decide all questions relating to the status of any institution as a Minority Educational Institution and declare its status as such.

From 1st April, 2024 to 31st March, 2025, the Commission registered **228 (Two Hundred Twenty Eight)** petitions, out of which 214 petitions were for Minority Status Certificate, 03 (Three) were appeal petitions, 08 (Eight) were miscellaneous petitions and 01 (One) was review application. The Hon'ble Court of Commission disposed 289 petitions, inclusive of legacy cases.

The Commission registers cases on the following issues:-

- non-issuance of /delay in issuance of No Objection Certificate (NOC)

by the State Government

- non-grant or delay in the issue of minority status certificate by the State Authority
- denial of permission to open new institutions by the said minority.
- refusal to permit additional courses in a minority educational institution
- application for grant of Minority Status Certificate

The Commission also considers cases in respect of the following issues affecting the interests of the MEIs:

- denying permission to the minority educational institution for creating additional post of teacher even with an increase in the intake of students
- not giving approval for the appointment of teachers
- inequality in pay scales of minority school teachers vis-à-vis government school teachers
- denial of teaching aids/other facilities like computers, libraries, laboratories, etc. to minority educational institutions at par with government institutions
- non-availability of subject books in



Urdu for the students studying in Urdu schools

- non-appointment of Urdu knowing teachers and pay parity of madarsa teachers with other minority school teachers; adequate pay to madarsa employees; and non-release of grants to madarsa
- non-payment of retirement benefits to the teachers and non-teaching staff of minority schools
- refusal by Universities to affiliate MEIs
- providing facilities under the Sarva Shiksha Abhiyan to minority educational institutions especially in far flung and remote rural areas etc.

During the year, the office of the Commission also received petitions/applications on matters that were outside the purview of the Commission. These petitions/applications were forwarded to the concerned authorities for appropriate action under intimation to the concerned petitioners.

During the year, **159** cases regarding grant of MSC to the MEIs were decided by the Hon'ble Commission. Details of some selected cases are given below:

CASE NO. 241 OF 2024

Subject: Application for Minority Status Certificate for Sharda University Greater Noida, Plot No. 32, 34 Knowledge Park – III, Greater Noida, Uttar Pradesh – 201 310

Petitioner: Sharda University Greater

Noida, Plot No. 32, 34 Knowledge Park – III, Greater Noida, Uttar Pradesh – 201 310.

Respondent: Additional Chief Secretary, Higher Education, Room No. 3, Naveen Bhawan, U.P. Secretariat, Lucknow – 226 001.

The order was pronounced on 20.02.2025. This petition has been received on 25.07.2024 by hand from Mr. Junais P., Advocate of the petitioner institution for grant of Minority Status Certificate (in short 'MSC') to Sharda University Greater Noida, Plot No. 32, 34 Knowledge Park – III, Greater Noida, Uttar Pradesh (hereinafter referred to as University).

Learned counsel for the petitioner has filed the affidavit of Mr. Pradeep Kumar Gupta, Trustee, Sharda Educational Trust and Chancellor of the petitioner university, in the petitioner university are members of the Jain minority community.

Learned counsel for the petitioner has filed a copy of Unique ID No.: UP/2017/0116810 of the petitioner's society as given by the Niti Aayog Portal NGO Darpan, copy of the application dated 24.04.2024 submitted before the State Competent authority for NOC alongwith postal receipt and its tracking report, notarized copies of Trust Deed, Supplementary Trust Deed alongwith founding and present members of the Sharda Educational Trust. He has also filed original Resolution passed by General Body of the Sharda Educational Trust in favour of Sh. Pradeep Kumar Gupta, Trustee of the petitioner Trust for obtaining minority status certificate from this Commission. He has also filed original Governing Board Resolution of the



petitioner trust issued in favour of Sh. Pradeep Kumar Gupta, Trustee, Sharda Educational Trust, to obtain minority status certificate from this Commission. He has also filed certified copy of application for grant of minority status certificate dated 08.06.2018 submitted before the Director, U.P. State Minority Commission alongwith its withdrawal application dated 21.07.2023 and disposal letter dated 19.04.2024 issued by the Director, Page 2 of 4 U.P. State Minority Commission. He has also filed copy of Gazette notification dated 24.03.2009 regarding establishment of Sharda University, Greater Noida. He has also filed a copy of letter dated 29.10.2010 of Under Secretary, University Grants Commission, New Delhi, addressed to the Registrar, Sharda University, Greater Noida, U.P., regarding the registration of the said university under Section 2(f) of UGC Act, 1956. He has also filed religion certificate dated 03.07.2018 issued by the Tehsildar (Sadar), Agra, to prove that Sh. Pradeep Kumar Gupta belongs to Jain community.

As per the information supplied by the unaided petitioner institution with regard to students' strength, it is mentioned that in the petitioner university, during the academic year 2021-22, it is mentioned that out of the total 12032 students, 1356 students were from the Muslim minority community, 615 students were from the Christian minority community, 77 students were from the Sikh minority community, 64 students were from the Jain minority community, 48 student were from the Buddhist minority community and 9872 students were Hindu. In the academic year 2022-23, it is mentioned that out of the total 13822 students, 1577 students were from the Muslim minority community, 785

students were from the Christian minority community, 97 students were from the Sikh minority community, 91 students were from the Jain minority community, 60 students were from the Buddhist minority community, 01 student was Parsee and 11211 students were Hindu. In the academic year 2023-24, it is mentioned that out of the total 16599 students, 1829 students were from the Muslim minority community, 979 students were from the Christian minority community, 125 students were from the Sikh minority community, 169 students were from the Jain minority community, 70 students were from the Buddhist minority community, 02 students were Parsee and 13425 students were Hindu. It is relevant to mention here that during the academic year 2021-22, out of the total 877 teachers, 52 teachers were from the Muslim minority community, 10 teachers were from the Christian minority community, 12 teachers were from the Sikh minority community, 07 teachers were from the Jain minority community and 796 teachers were Hindu. In the academic year 2022-23, out of the total 843 teachers, 70 teachers were from the Muslim minority community, 16 teachers were from Christian minority community, 13 teachers were from the Sikh minority community, 07 teachers were from the Jain minority community, 01 teacher was from Buddhist minority community and 843 teachers were Hindu. In the academic year 2023-24, out of the total 1104 teachers, 71 teachers were from the Muslim minority community, 20 teachers were from the Christian minority community, 11 teachers were from the Sikh minority community, 06 teachers were from the Jain minority community, 01 teacher was from Buddhist minority community and 995 teachers were Hindu.



Hon'ble Apex Court, various High Courts as well as this Commission in case of Buckley Primary School, Cuttack, Orissa Vs. Government of Orissa (order passed by this Commission in Case No. 1320 of 2009 dated 06.07.2010) have categorically held that the percentage of admission of students from notified minority community in a minority educational institution is not an indicia for determining the minority status of such institution.

It is stated in the petition that on dated 24.04.2024, the petitioner institution has applied to the State Competent Authority for grant of NOC which was received by the State Competent Authority on the same day and the same is still pending before the State Competent Authority. The State Competent Authority has not granted NOC in favour of the petitioner institution till now and also not rejected the said application and not communicated the same to the petitioner. After 90 days from the receipt of the application for grant of NOC, the petitioner has filed this application for grant of MSC to this Commission straightway as per the provisions of Section 10 and 11(f) of National Commission for Minority Educational Institutions (in short 'NCMEI') Act, 2004.

After service of registered notice/email dated 14.08.2024, 21.11.2024 and 02.12.2024 to the respondent. On 17.10.2024, learned counsel for the respondent filed letter dated 08.10.2024 of the Special Secretary, Higher Education Department, Government of Uttar Pradesh addressed to the Regional Education Officer (Higher), Meerut. On 18.11.2024, rejoinder was filed by the learned counsel for the petitioner before the Commission's office. It was the internal communication

of the State Government and no reply received from the respondent. Thereafter in the facts and circumstances of the case, Commission deemed fit and proper that physical inspection report alongwith recommendation may be obtained from the Committee constituted by this Commission for issuance of MSC to the petitioner institution vide order dated 28.11.2024, after service of letter/ email to the physical inspection committee dated 02.12.2024, District Magistrate, Gautam Budh Nagar has sent physical inspection report dated 22.01.2025 alongwith positive remarks for issuance of minority status certificate to petitioner university, which is duly signed by all the members of the physical inspection committee. The same was received in the Commission's Office on dated 22.01.2025. Copies of Trust Deed dated 1995, June 2006 (Supplementary), Oct, 2011, Nov. 2011, Nov. 2017 & July 2019 and copies of affiliation/ approval letters to Indian Nursing Council, Council of Architecture, Pharmacy Council of India, Bar Council of India, Dental Council of India, National Medical Commission/ Medical Council of India, UP State Medical Faculty, National Council of Teacher Education are annexed with the physical inspection report.

Heard learned counsel for the petitioner, perused the pleadings, the documents filed by the petitioner and affidavit of Mr. Pradeep Kumar Gupta, Trustee, Sharda Educational Trust and Chancellor of the petitioner university.

The petitioner institution has applied for grant of minority status certificate on the ground that the same has been established primarily for the benefit of the members of the Jain minority community



and is being administered by the Sharda Educational Trust, which is managed and run by the members of the Jain minority community. The aforesaid averments made in the petition find ample corroboration from the documentary evidence produced on behalf of the petitioner institution and the affidavit of Mr. Pradeep Kumar Gupta, Trustee, Sharda Educational Trust and Chancellor of the petitioner institution.

Hon'ble Apex Court, various High Courts as well as this Commission in case of Buckley Primary School, Cuttack, Orissa Vs. Government of Orissa (order passed by this Commission in Case No. 1320 of 2009 dated 06.07.2010) have categorically held that the percentage of admission of students from notified minority community in a minority educational institution is not an indicia for determining the minority status of such institution. This Commission has also decided that there must be reasonable strength of students of particular minority community in a minority educational institution. The percentage could be determined based on the actual proportion of specific minority community in the State population as per prevailing census. Population of Jain minority community in the State of Uttar Pradesh as per the census of 2011 is 0.11%.

I have perused the Supplementary Trust Deed of the petitioner trust, which was registered before the Deputy Registrar, Agra on dated 31.01.2006, which is before the filing of NOC application U/s 10 of the NCMEI Act, 2004 dated 24.04.2024 and petition for grant of MSC on dated 25.07.2024.

The objects of the trust Deed dated 16.12.1995 of Sharda Educational Trust

clearly proves that the beneficiaries of the petitioner university are members of the Jain minority community. The objects of the Page 4 of 4 supplementary trust deed of the said trust dated 31.01.2006 clearly proves that it is meant to serve the whole society. It is also mentioned in the supplementary trust deed of the said trust that this deed is executed in original trust deed dated 16.12.1995 duly registered on 16.12.1995 its book IV Volume No. 15 at pages 181 to 188 as document no. 1541 at the office of Sub Registrar, Agra & read this document alongwith original Trust Deed. All the documents produced by the petitioner institution clearly reflect that the beneficiaries of the petitioner institution are members of the Jain minority community. In addition, the said fact also stands proved from the documents and affidavit filed by the petitioner. There is no document on record to rebut the documentary evidence produced on behalf of the petitioner institution before this Commission.

Relying on the said un rebutted evidence produced on behalf of the petitioner, we find and hold that the Sharda University, Greater Noida, Plot No. 32, 34 Knowledge Park – III, Greater Noida, Uttar Pradesh, run by the Sharda Educational Trust, 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 Jain minority community.

Consequently, Sharda University, Greater Noida, Plot No. 32, 34 Knowledge Park – III, Greater Noida, 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 or undertaking to the fact that the petitioner University shall not deny admission of eligible candidate of the Jain minority community subject to the eligibility of the students and availability of the accommodation in the petitioner institution. If the petitioner University 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.

CASE NO. 824 OF 2019

Subject: Application for Minority Status Certificate for St. Anne's Matriculation School, Choodapuram, Belathur P.O., Hosur T.K., Bagalur, Krishnagiri District, Tamil Nadu – 635124.

Petitioner: St. Anne's Matriculation School, Choodapuram, Belathur P.O., Hosur T.K., Bagalur, Krishnagiri District, Tamil Nadu – 635124.

Respondent: Principal Secretary, School Education Department, Gov-

ernment of Tamil Nadu, Rina Road, Fort St. George, Secretariat, Chennai, Tamil Nadu – 600 009.

The order was pronounced on 13.02.2025. This petition has been received on 29.10.2019 by hand through Mr. Jose Abraham, Advocate of the petitioner institution for grant of Minority Status Certificate (in short 'MSC') to St. Anne's Matriculation School, Choodapuram, Belathur P.O., Hosur T.K., Bagalur, Krishnagiri District, Tamil Nadu – 635124.

Learned counsel for the petitioner filed the affidavit of Sr. Sagaya Mary, President of The Madras Society of Sister's of St. Anne's Madras Province and authorized representative of petitioner institution, in support of the averments made in the petition and also to prove that the beneficiaries of the petitioner institution are members of the Christian minority community and stating 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.

Learned counsel for the petitioner has filed a copy of Unique ID No.: TN/2017/0155533 of the petitioner society as given by the Niti Aayog Portal NGO Darpan, copy of the application dated 08.02.2019 submitted before the State Competent authority for NOC alongwith postal receipt and its tracking report. He has also filed notarized copies of Certificate of Registration, Memorandum of Association with founding members list, Rules and Regulations, amended Memorandum of Association and latest governing body



members list of The Madras Society of Sister's of St. Anne's Madras Province. He has filed original Governing Body Resolution in favour of Sr. Sagaya Mary, President of the petitioner society to obtain minority status certificate from this Commission and also notarized copy of latest recognition order dated 20.10.2023 of the petitioner institution issued by the Joint Director, for the period of 01.06.2022 to 31.05.2025, Directorate of Private Schools, Chennai - 6.

As per the information supplied by the unaided petitioner institution with regard to students' strength as on 01.06.2019, it is mentioned that out of the total 445 students, 21 students were from the Muslim minority community, 46 students were from the Christian minority community and 378 students were Hindu. Students' strength as on 01.06.2020, it is mentioned that out of the total 436 students, 15 students were from the Muslim minority community, 51 students were from the Christian minority community and 370 students were Hindu. Students' strength as on 01.06.2021, it is mentioned that out of the total 422 students, 12 students were from the Muslim minority community, 55 students were from the Christian minority community and 355 students were Hindu. It is relevant to mention here that during the academic year 01.06.2019, out of the total 18 teachers, 07 teachers were Christian minority community and 11 teachers were Hindu. It is relevant to mention here that during the academic year 01.06.2020, out of the total 18 teachers, 07 teachers were Christian minority community and 11 teachers were Hindu. It is relevant to mention here that during the academic year 01.06.2021, out

of the total 08 teachers, 07 teachers were Christian minority community and 01 teacher was Hindu.

It is stated in the petition that on dated 08.02.2019, the petitioner institution has applied to the State Competent Authority for grant of NOC which was received by the State Competent Authority on 11.02.2019 and the same is still pending before the State Competent Authority. The State Competent Authority has not granted NOC in favour of the petitioner institution till now and also not rejected the said application and not communicated the same to the petitioner. After 90 days from the receipt of the application for grant of NOC, the petitioner has filed this application for grant of MSC to this Commission straightway as per the provisions of Section 10 and 11(f) of National Commission for Minority Educational Institutions (in short 'NCMEI') Act, 2004.

After service of registered notice/email dated 10.12.2019, 19.05.2022, 19.09.2022, 01.11.2022, 28.12.2022, 19.04.2023, 06.06.2023, 02.08.2023 and 27.09.2023, Director of Matriculation Schools, Chennai-6, on behalf of the respondent has sent reply dated March 2020 by post which was received by the Commission on 27.07.2020. Director of Private School, Chennai – 6 has sent reply dated 04.08.2023 by post which was received by the Commission on 17.08.2023. Director In the said replies it is stated by the respondent that petitioner institution has filed application for grant of MSC. Minority Status is being granted by the State Government as per the guidelines stipulated in GO (MS) No. 375, School Education (X2) Department dated



12.10.1998 and GO (MS) No. 214 School Education (X2) Department dated 03.11.2008. It is stated that the management of the petitioner's school failed to produce the certificate issued by the Tahsildars concerned to ascertain that the educational institution satisfy additional guidelines including the guidelines prescribed in GO (MS) No. 375, School Education (X2) Department dated 12.10.1998 and GO (MS) No. 214 School Education (X2) Department dated 03.11.2008 and the claim of the petitioner is not maintainable either in law and the same is liable to be dismissed as devoid of merit. In these circumstances, it is prayed that the Commission may be pleased to take into account the objections of the respondent and suitable orders may be passed as per the Government orders.

Learned counsel for the petitioner filed subsequent pleadings and contended that the petitioner institution is a religious minority institution and run by The Madras Society of Sister's of St. Anne's Madras Province, which is a registered society, constituted by members of the Christian minority community primarily for the benefit of Christian minority community. On dated 08.02.2019, the petitioner institution had submitted an application for grant of NOC under Section 10 of the NCMEI Act, 2004 before the respondent. After the completion of 90 days from the date of receipt of the said application the petitioner institution applied for MSC before this Commission and this case is a fit case for intervention by this Commission. This Commission is functioning as per the NCMEI Act, 2004 read with the judicial pronouncements of the Apex Court for the purpose of declaration of MSC. Petitioner institution had applied for grant of NOC whereas the

reply filed by the respondent does not even murmured a single word with regard to the receipt and further process of the said application for NOC, which is duly received by the respondent. In its reply, respondent has referred a couple of GOs like 375 dated 12.10.1998 and 214 dated 03.11.2008 with the regard to the issuance of MSC by the State of Tamil Nadu. None of Government orders are dealing with the issuance of NOC under Section 10 of the NCMEI Act, 2004, so instant case is a fit case for interference by this Commission. Hon'ble Supreme Court in Sisters of St. Joseph of Cluny Vs. The State of West Bengal (Civil No. 3945 of 2018) decision dated 18.04.2018 in which Hon'ble Supreme Court has settled the law with regard to the applicability of Section 10 and 11 of the NCMEI Act, 2004 and in view of the said pronouncement of the Hon'ble Supreme Court the stand taken by the respondent will not survive in the eye of law and therefore, prayed that this Commission may issue MSC to the petitioner institution in the interest of justice and equity.

Heard learned counsel for the petitioner, perused the pleadings, the documents filed by the petitioner and affidavit of Sr. Sagaya Mary, President of the petitioner society and also authorized representative of petitioner institution.

The petitioner institution has applied for grant of minority status certificate on the ground that the same has been established primarily for the benefit of the members of the Christian minority community and is being administered by The Madras Society of Sister's of St. Anne's Madras Province, which is managed and run by the members of the



Christian minority community. The aforesaid averments made in the petition find ample corroboration from the documentary evidence produced on behalf of the petitioner institution and the affidavit of Sr. Sagaya Mary, President of the petitioner society and also authorized representative of petitioner institution.

The respondent has not replied properly to the application submitted by the petitioner institution. Respondent has also failed to appreciate the provisions of NCMEI Act, 2004 especially under Section 10 of the Act and filed reply wrongly before this Commission. The petitioner has not applied for grant of MSC before the State Competent Authority. Petitioner has applied for grant of NOC under Section 10 of the NCMEI Act, 2004 before the State Competent Authority. So the guidelines of the Government of Tamil Nadu have not applied to the present petitioner institution. In the facts and circumstances of the present case the stand taken by the respondent is not tenable in the eye of law and deserved to be ignored.

The petitioner has fulfilled all the criteria for grant of MSC. The competent authority has failed to consider their application for grant of NOC. To obtain minority status certificate is a constitutional right of minority educational institution. The petitioner institution is established and administered by the members of the Christian minority community. The reply filled by the respondent is clearly against the verdict of Hon'ble Apex Court in the matter of SISTERS of ST. JOSEPH OF CLUNY V/S THE STATE OF WEST BENGAL & ORS (Civil Appeal No. 3945/2018), judgment dated 18.04.2018, which reads as follows:

“However, Section 10(1), which was introduced at the same time as Section 11(f) by the Amendment Act of 2006, Carves out one facet of the aforesaid power contained in Section 11(f), namely the grant of a no objection certificate to a minority educational institution at its inception. Thus, any person who desires to establish a minority educational institution after the Amendment Act of 2006 came into force, must apply only to the competent authority for the grant of a no objection certificate for the said purpose. It is a little difficult to subscribe to Shri Hedge's argument that the said powers are concurrent. Harmoniously read, all applications, for the establishment of a minority educational institution after the Amendment Act of 2006 must go only to the competent authority set up under the statute. On the other hand, for the declaration of its status a minority educational institution at any state post establishment, the NCMEI would have the power to decide the question and declare such institution's minority status.”

As per the Provisions of Section 10, Section 12A and Section 12B of the NCMEI Act, 2004, the person who desires to establish minority institution, is to apply to the State Competent Authority for grant of NOC for the said purpose under Section 10 of the NCMEI Act, 2004. The Act of 2004 also conferred powers of appeal against the orders of the Competent authority of the State to the NCMEI under Section 12A as well as over the authorities that were established by the Central Government or



State Government which reject the application for grant of MSC to an educational institution under Section 12B of the NCMEI Act, 2004.

Looking to the provisions of the NCMEI Act, 2004 and verdict of the Hon'ble Supreme Court, this Commission has both jurisdictions original as well as appellate. Any educational institution who desires to establish minority educational institution has two options. Firstly, the institution can apply before an authority established by the Central Government or any State Government, Union Territory as the case may be for grant of MSC to any educational institution and if above authority rejects the application for grant of MSC, the aggrieved person may appeal against such order of the authority to this Commission under Section 12B of the NCMEI Act, 2004. Secondly, under Section 10 of NCMEI Act, 2004 whoever desires to establish a minority educational institution has to apply the competent authority of the State Government for grant of NOC within a period of 90 days from the receipt of the application, if competent authority does not grant NOC or application has been rejected but not communicated to the petitioner it shall be deemed that NOC has been granted and the petitioner can file an application for grant of MSC straightway to this Commission. Any person aggrieved by the order of refusal to grant NOC by the competent authority may prefer an appeal before this Commission under Section 12A of NCMEI Act, 2004.

In my opinion educational institution can opt one course, either to file an application for grant of MSC before the State Competent Authority or to file an application for grant of NOC. In the present

case petitioner has applied for grant of NOC to the State Competent Authority and the said application is still pending as per the contention of the petitioner institution. The petitioner has not filed any application for grant of MSC before the State Competent Authority, so the GO's as mentioned in the reply of the respondent have no relevance in the present case.

The Hon'ble Apex Court, various High Courts as well as this Commission in case of Buckley Primary School, Cuttack, Orissa Vs. Government of Orissa (order passed by this Commission in Case No. 1320 of 2009 dated 06.07.2010) have categorically held that the percentage of admission of students from notified minority community in a minority educational institution is not an indicia for determining the minority status of such institution. This Commission has also decided that there must be reasonable strength of students of particular minority community in a minority educational institution. The percentage could be determined based on the actual proportion of specific minority community in the State population as per prevailing census. Population of Christian minority community in the State of Tamil Nadu as per the census of 2011 is 6.12%.

I have perused the amended Memorandum of Association of The Madras Society of Sister's of St. Anne's Madras Province, which was registered before the Registrar of Societies, Chennai North on dated 05.10.2018 which is before the filing of NOC application U/s 10 of the NCMEI Act, 2004 dated 08.02.2019 and petition for grant of MSC on dated 29.10.2019.

The amended Memorandum of Association of The Madras Society of



Sister's of St. Anne's Madras Province and all the documents produced by the petitioner institution clearly reflect that the beneficiaries of the petitioner institution are primarily the members of the Christian minority community. In addition, the said fact also stands proved from the documents and affidavit filed by the petitioner. There is no document on record to rebut the documentary evidence produced on behalf of the petitioner institution before this Commission.

Relying on the said unrebutted evidence produced on behalf of the petitioner, we find and hold that the St. Anne's Matriculation School, Choodapuram, Belathur P.O., Hosur T.K., Bagalur, Krishnagiri District, Tamil Nadu – 635124, run by The Madras Society of Sister's of St. Anne's Madras Province, 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 subserving the interests of the Christian minority community.

Consequently, St. Anne's Matriculation School, Choodapuram, Belathur P.O., Hosur T.K., Bagalur, Krishnagiri District, Tamil Nadu – 635124, 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.

CASE NO. 291 of 2024

Subject: Application for Minority Status Certificate for AIM English Medium High School, Rumdamol, Davorlim, Salcete, Goa - 403707

Petitioner: AIM English Medium High School, Rumdamol, Davorlim, Salcete, Goa - 403707

Respondent: Principal Secretary(Home), Department of Home(General), Secretariat, Porvorim, Goa - 403521

The order was pronounced on 28.01.2025. This petition has been received on 03.12.2024 by hand through Mr. Junais P., Advocate of the petitioner institution for grant of Minority Status Certificate (in short 'MSC') to AIM English Medium High School, Rumdamol, Davorlim, Salcete, Goa – 403707.

Learned counsel for the petitioner filed affidavit of Mr. Ashraf M. Pandial, President of Anjuman Islahul Muslameen and the authorized representative of the applicant institution i.e. AIM English Medium High School, Rumdamol, Davorlim, Salcete, Goa – 403707 in support of the averments made in the petition and also to prove that the beneficiaries of the petitioner institution are members of the Muslim minority community.

Learned counsel for the petitioner has filed copy of Unique ID No. : GA/2019/0228983 of the petitioner's Society as given by the Niti Aayog Portal NGO Darpan, copy of NOC application dated 15.04.2024 by hand the State Competent Authority i.e. Principal Secretary(Home),



Department of Home(General), Secretariat, Porvorim, Goa, certified copy of Certificate of Registration dated 14.11.2024 of Anjuman Islahul Muslameen, certified copy of Memorandum of Association, certified copy of Rules and Regulations alongwith list of founding members of the Society, certified copy of Amended Memorandum of Association alongwith list of present members of the Society, he has also filed notarized copy of letter dated 03.05.2016 issued by the Dy. Director of Education(Acad.), Directorate of Education, Government of Goa granting recognition to the petitioner institution for the academic year 2016-17 to the unaided for upto 10th STD, and resolution of the General Body of the Society in favour of Mr. Ashraf M. Pandial, President of Anjuman Islahul Muslameen and the authorized representative of the applicant institution for obtaining MSC from this Commission.

As per the information supplied by the petitioner institution with regard to students strength, it is mentioned that during the academic year 2022-23, out of 607, 577 students were from the Muslim community, and 30 students were Hindus and during the academic year 2023-24, out of total 623 students, 587 students were from the Muslim minority community, 01 student was from the Christian community and 35 students were Hindus and during the academic year 2024-25, out of total 641 students, 616 students were from the Muslim minority community and 25 students were Hindus. It is relevant to mention here that during the academic year 2022-23, out of the total 25 teachers, 11 teachers were from the Muslim minority community, 02 teachers were from the Christian minority community and 12

teachers were Hindus. In the academic year 2023-24, out of the total 25 teachers, 11 teachers were from the Muslim minority community, 02 teachers were from the Christian minority community and 12 teachers were Hindus and In the academic year 2024-25, out of the total 25 teachers, 11 teachers were from the Muslim minority community, 02 teachers were from the Christian minority community and 12 teachers were Hindus.

It is stated in the petition that on dated 15.04.2024, the petitioner institution has applied to the State Competent Authority for grant of NOC before the Competent Authority i.e. Principal Secretary (Home), Department of Home(General), Secretariat, Porvorim, Goa and the Competent authority vide order No. 27/16/2020-HD(G)/3402 dated 20.09.2024 has granted No Objection Certificate to the petitioner institution.

Heard the Learned Counsel for the petitioner, perused the pleading of the petition, the documents filed by the petitioner and affidavit of Mr. Ashraf M. Pandial, President of Anjuman Islahul Muslameen and the authorized representative of the applicant institution for obtaining MSC from this Commission. In fact and circumstances of the case, there appears no need to give notice of this petition as respondent has granted NOC in favour of the petitioner institution.

The petitioner institution has applied for grant of minority status certificate on the ground that the same has been established primarily for the benefit of the members of the Muslim minority community and is being administered by Anjuman Islahul Muslameen which is managed and run by the members of the



Muslim minority community. The aforesaid averments made in the petition find ample corroboration from the documentary evidence produced on behalf of the petitioner institution and the affidavit of Mr. Ashraf M. Pandial, President of Anjuman Islahul Muslameen and authorized representative of petitioner institution.

Hon'ble Apex Court, various High Courts as well as this Commission in case of Buckley Primary School, Cuttack, Orissa Vs. Government of Orissa (order passed by this Commission in Case No. 1320 of 2009 dated 6.7.2010) have categorically held that the percentage of admission of students from notified minority community in a minority educational institution is not an indicia for determining the minority status of such institution. This Commission has also decided that there must be reasonable strength of students of particular minority community in a minority educational institution. The percentage could be determined based on the actual proportion of specific minority community in the State population as per prevailing census. Population of Muslim minority community in the State of Goa as per the census of 2011 is 8.33%.

I have perused the amended Memorandum of Association of Anjuman Islahul Muslameen which was registered before District Registrar, South Goa, Margao Dated 09.10.2023, which is before filing petition for grant of MSC on dated 03.12.2024, So it is clear that the amendment has been done before filing the petition for grant of MSC before this Commission.

The Amended Memorandum of Association and all the documents produced by the petitioner institution clearly

reflects that the beneficiaries of the petitioner institution are primarily the members of the Muslim minority community. In addition, the said facts also stand proved from the documents and affidavit filed by the petitioner. There is no document on record to rebut the documentary evidence produced on behalf of the petitioner institution.

Relying on the said unrebutted evidence produced on behalf of the petitioner, we find and hold that AIM English Medium High School, Rumdamol, Davorlim, Salcete, Goa – 403707 run by Anjuman Islahul Muslameen 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 Muslim minority community.

Consequently, AIM English Medium High School, Rumdamol, Davorlim, Salcete, Goa – 403707, is declared as 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 Muslim 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.

However, it is made clear that if state Government has any objection in granting MSC in favour of the petitioner institution i.e. AIM English Medium High School,

Rumdamol, Davorlim, Salcete, Goa – 403707, the State is free to file and an application for cancellation of MSC under Section 12(c) of the NCMEI Act, 2004.

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



CHAPTER 7:

Deprivation of Rights of Minority Educational Institutions and Affiliation To Universities

Under Article 30 (1) of the Constitution, religious or linguistic minorities has a right to establish and administer educational institutions of its choice. The right however is subject to the regulatory powers of the State to maintain and facilitate excellence in educational standards. In T.M.A. Pai Foundation vs. State of Karnataka (2002) 8 SCC 481 case, the 11-judge bench of the Supreme Court, explained the rights of minorities to establish and administer an educational institution of their choice unhampered by rules and regulations that unnecessarily impinge upon their autonomy. The right to establish and administer broadly comprises of the following rights:-

- to admit students
- to fix a reasonable fee structure
- to constitute a governing body
- to appoint staff (teaching and non-teaching)
- to take action if there is dereliction of duty by any employee.

It was held that minority institutions must not allowed to fall below the standards of excellence expected of educational institutions. The Court stated that while the management must be left to be administered by the minority community it ought to take steps to maintain quality on par with others. The right to administer, not being absolute, is subject to regulatory measures for ensuring educational standards and maintaining excellence thereof and it is particularly in matters of relating to admissions to professional institutions.

The Hon'ble Court of the Commission consider cases involving deprivation of the rights of Minority (MEIs), including issues relating to their affiliation with Universities of their choice. During the year, the following cases were considered and decided by the Commission concerning disputes between colleges and their affiliating Universities.



CHAPTER 8

References From Central Government and State Governments and Commission's Recommendations

As per Section 11 (a) of the Act, the Commission shall advise the Central Government or any State Government on any question relating to the education of minorities that may be referred to it.

8.1. Meeting with Competent Authorities/Authorities of the States/UTs:

The Commission interacts with State/UT Competent Authorities and Authorities appointed under Section 10 of the NCMEI Act and as per the provisions contained in the National Commission for Minorities Act 1992 (19 of 1992) and provides suitable guidance with regard to handling the cases of Minority Educational Institutions. Various States/UTs have appointed Competent Authority to grant No Objection Certificate. Assam, Manipur, Dadra & Nagar Haveli, Delhi, J&K and Ladakh have not yet appointed the same. In States/UTs where Competent Authority has been appointed, petitioner institutions may apply directly to the respective State/UT for the grant of Minority Status Certificate (MSC). Chhattisgarh, Sikkim, Dadra & Nagar Haveli, J&K, Ladakh & Puducherry do not have Authorities for the grant of MSC. The State Governments/UT Administrations that have not appointed Competent Authority as per the Act, have been requested to appoint Competent authority. A list of the State Competent Authority is given in **Annexure-3**.

8.2. Advisory to the Competent Authorities/Authorities of the States/UTs:

The Court of the Commission in several cases, has directed the Secretary to the Commission to instruct the State Competent Authorities to refer to the Commission's Judgment in 217 of 2019, which decided that States should prescribe a minimum percentage for the admissions of minority students each academic year based on their proportion in the State or another reasonable formula and rules and regulations for determining and verifying its implementation.

On the same lines, a judgment was passed in the Case No. 363 of 2023. The judgment is detailed below:

8.2.1 CASE No. 363 of 2023

Subject:	Application for seeking Minority Status Certificate for Anglo Arabic Sr. Sec. School, Ajmeri Gate, Delhi-110006
Applicant:	Anglo Arabic Sr. Sec. School, Ajmeri Gate, Delhi-110006
Respondent:	Assistant Director of Education (Act), Directorate of Education, Govt. of NCT of Delhi, Room No. 214-A, Old Secretariat, Delhi-110054



The order was pronounced on 02.05.2024. This application has been received on has been received on 11.12.2023 by hand through Mr. Junais P., Advocate of the petitioner institution for grant of Minority Status Certificate (in short 'MSC') to Anglo Arabic Sr. Sec. School, Ajmeri Gate, Delhi-110006.

Learned counsel for the petitioner filed an affidavit of Prof. Kahkashan Y. Danyal, Secretary of the Delhi Education Society and the authorized representative of the applicant institution i.e. Anglo Arabic Sr. Sec. School, Ajmeri Gate, Delhi-110006 in support of the averments made in the petition and also to prove that the beneficiaries of the petitioner institution are members of the Muslim minority community.

Learned Counsel for the petitioner has filed notarized copy of Unique ID No. : DL/2017/0181149 of the petitioner's Society as given by the Niti Aayog Portal NGO Darpan, photocopy of application dated 29.03.2023 sent to the State Competent Authority i.e. The Assistant Director, Education (Act), Directorate of Education, notarized copy of Certificate of Registration of Delhi Education Society, notarized copy of Memorandum of Association alongwith list of founding members of the Society, notarized copy of Amended Memorandum of Association dated 11.11.2016 alongwith list of present members of the Society, notarized copy of affiliation order dated 16.04.2024 issued by the Deputy Secretary / Joint Secretary (Aff), CBSE to the aided petitioner institution from 01.04.2021 to 31.03.2030 for the Senior Secondary Level and resolution of the General Body of the Society in favour of Prof. Kahkashan Y. Danyal, Secretary of the Delhi Education

Society for obtaining MSC from this Commission.

As per the information supplied by the petitioner aided institution with regard to students strength as on 2020-21, it is mentioned that out of total 1761 students, 1749 students were from the Muslim minority community and 12 students were Hindus, as on 2021-22, it is mentioned that out of total 1590 students, 1587 students were from the Muslim minority community and 3 students were Hindus and as on 2022-23, it is mentioned that out of total 1698 students, all students are from the Muslim minority community. It is relevant to mention here that as on 2020-21, out of the total 45 teachers, 44 teachers were from the Muslim Minority community, as on 2021-22, out of the total 39 teachers, 38 teachers were from the Muslim Minority community and as on 2022-23, out of the total 37 teachers, 36 teachers are from the Muslim Minority community

It is stated in the petition that on dated 29.03.2023, the petitioner institution has applied to the State Competent Authority for grant of NOC which was received by the State Competent Authority on 03.04.2023 and the said application is still pending before the State Competent Authority. The State Competent Authority has not granted NOC in favour of the petitioner institution till now and also not rejected the said application and not communicated the same to the petitioner. After 90 days from the receipt of the application for grant of NOC, the petitioner has filed this petition for grant of MSC to this Commission straightway as per the provisions of Section 10 and 11(f) of National Commission for Minority Educational Institutions (in short 'NCMEI') Act, 2004.



Despite service of registered notice dated 01.01.2024, no reply / response has been received from the respondent. Thereafter in the facts and circumstances of the case, Commission deemed fit and proper that physical inspection report along with recommendation may be obtained from the Committee constituted by this Commission for issuance of MSC to the petitioner institution vide order dated 14.02.2024. After service of letters/emails to the physical inspection committee dated 15.02.2024 and 21.03.2024, Physical Inspection Committee, Delhi has sent physical inspection report dated 18.04.2024 which was received in the Commission's Office on dated 19.04.2024 wherein they have recommended to grant MSC to the petitioner institution subject to obtaining the affiliation from CBSE for the current academic year. At present the affiliation is under process. On 19.04.2024, Learned Counsel for the petitioner filed notarized copy of affiliation order dated 16.04.2024 issued by the Deputy Secretary / Joint Secretary (Aff), CBSE to the aided petitioner institution from 01.04.2021 to 31.03.2030 for the Senior Secondary Level.

Heard the Learned Counsel for the petitioner, perused the pleading of the petition, the documents filed by the petitioner and affidavit of Prof. Kahkashan Y. Danyal, Secretary of the Delhi Education Society.

The petitioner institution has applied for grant of minority status certificate on the ground that the same has been established primarily for the benefit of the members of the Muslim minority community and is being administered by Delhi Education Society which is managed and run by the members of the Muslim

minority community. The aforesaid averments made in the petition find ample corroboration from the documentary evidence produced on behalf of the petitioner institution and the affidavit of Prof. Kahkashan Y. Danyal, Secretary of the Delhi Education Society.

Hon'ble Apex Court, various High Courts as well as this Commission in case of Buckley Primary School, Cuttack, Orissa Vs. Government of Orissa (order passed by the Commission in Case No. 1320 of 2009 dated 6.7.2010) have categorically held that the percentage of admission of students from notified minority community in a minority educational institution is not an indicia for determining the minority status of such institution. This Commission has also decided that there must be reasonable strength of students of particular minority community in a minority educational institution. The percentage could be determined based on the actual proportion of specific minority community in the State population as per prevailing census. Population of Muslim minority community in the State of Delhi as per the census of 2011 is 12.86%.

I have perused the Amended Memorandum of Association of the petitioner institution which was registered before the Registrar of Societies, Govt, of NCT of Delhi on dated 11.11.2016 which is before the filing of NOC application U/s 10 of the NCMEI Act, 2004 dated 29.03.2023 and petition for grant of MSC on dated 11.12.2023. So it is clear that the amendment has been done before the application filed before the State Competent Authority U/s 10 of the NCMEI Act, 2004 and also petition for grant of MSC before this Commission.



The Amended Memorandum of Association dated 11.11.2016 and all the documents produced by the petitioner institution clearly reflects that the beneficiaries of the petitioner institution are primarily the members of the Muslim minority community. In addition, the said fact also stands proved from the documents and affidavit filed by the petitioner. There is no document on record to rebut the documentary evidence produced on behalf of the petitioner institution.

Relying on the said unrebutted evidence produced on behalf of the petitioner, we find and hold that Anglo Arabic Sr. Sec. School, Ajmeri Gate, Delhi-110006 run by Delhi Education 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 subserving the interests of the Muslim minority community.

Consequently, Anglo Arabic Sr. Sec. School, Ajmeri Gate, Delhi-110006 is

declared as an aided 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 Muslim 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.



CHAPTER 9

Recommendations for the Integrated Development of Education of Minorities

The Section 11 of the NCMEI Act, 2004 deals with recommendations of NCMEI for integrated development of the minorities:

- make recommendations to the appropriate Government for the effective implementation of programmes and schemes relating to the Minority Educational Institutions; and
- take measures as may be necessary, incidental or conducive to the attainment of all or any of the objects of the Commission

9.1 Issues regarding violation of educational rights of the Minority Educational Institutions and constitutional safeguards as enshrined in the Constitution of India are taken up by the Commission and also the MEIs are regularly sensitized on the following:

- Article 30(1) of the Constitution, which provides religious or linguistic minorities to establish and administer educational institutions of their choice.
- Right to Education (RTE) Act- Hon'ble Supreme Court's judgement in the matter of Pramati Educational & Cultural Trust (R) &

Others Versus Union of India & Ors., in which it was held that the proposition of law establishes that RTE Act 2009 is not applicable to Minority Schools, aided or unaided.

- MEIs rights and immunities like reservation not being applicable in admission, autonomy in choosing its governing body, appointment of teaching & non teaching staff, admitting students of their own choice including students from non-minority community and also students from their own community etc.
- Judgments of the Hon'ble Supreme Court on the applicability of minorities' rights.
- State's role in maintaining discipline and academic excellence and to regulate the affairs
- Functions and Powers of Commission.

9.2 The Commission also takes up the cases where the State Competent Authority and State Authority have rejected the NOC/ MSC application and passes appropriate orders in which the State Competent Authority is directed to review their order.



CHAPTER 10

Violation or Deprivation of Educational Rights of the Minorities

10.1 Article 30 (1) of the Constitution gives religious or linguistic minorities right to establish and administer educational institutions of their choice. National Commission for Minority Educational Institutions has jurisdiction over the issues concerning religious minority communities which have been notified by the Central Government. At present, six minority communities have been notified by the Central Government viz. Muslim, Christian, Sikh, Buddhists, Jains and Parsis.

10.2. Applicability of Right to Education Act in Minority Schools

The Constitutional bench of Supreme Court in *Pramati Educational & Cultural Trust® & Others versus Union of India & Ors* (in Writ Petition (C) No. 416 of 2012 reported in “2014 AIR SCW 2859” and “(2014) 8 SCC 1”, held that the 2009 Act i.e. (the Right of Children to Free and Compulsory Education Act, 2009) in so far as it applies to minority schools, aided or unaided, covered under clause (1) of Article

30 of the Constitution is ultra vires the Constitution.

The aforesaid proposition of law establishes that RTE Act, 2009 is not applicable to Minority Schools, aided or unaided.

The Ministry of Education formerly Ministry of Human Resource Development in August, 2014 clarified after obtaining the opinion of Department of Legal Affairs that “The regulatory provisions like prohibition of holding back and corporal punishment which do not affect the substance of the guaranteed rights to administer educational institutions as provided under Article 30 (1) are applicable to the minority institutions also. In view of the above, the regulatory provisions as provided in the RTE Act appear to be applicable to minority institutions in terms of Articles 29 and 30 of the Constitution of India.”

10.3 The commission takes the appropriate action on the cases of this type as and when received in the Commission.



CHAPTER 11

Right To Information

The right to know is the “sine qua non” of a democracy. The Constitution of India has enshrined the- principles of democracy, especially by guaranteeing to its citizens Fundamental Rights which inter-alia include the people’s right to know everything done by the public functionaries. This right is implicit in Article 19(1) (a) and Article 21 of the Constitution of India.

To promote transparency and accountability in the functioning of the Commission, all the obligatory information under Section 4(i) of the – Right to Information (RTI) Act, 2005 is made available in the Commission’s website www.ncmei.gov.in. Details such as statistics of the cases/ court judgments/ cause list/daily orders are uploaded and updated regularly.

The Commission also has a dedicated

helpline to provide information and reply to the query of the petitioners/ applicants.

The Commission being a quasi judicial organisation interacts with a number of petitioners, advocates and other stakeholders. The number of RTI applications received in the Commission is increasing every year.

Shri R S Tarar, Under Secretary is the Public Information Officer and Shri Basant Kumar Mahanta, Deputy Secretary (HoD) is the First Appellate Authority.

During 2024-25, the Commission received a total of 33 RTI applications including appeals (02 online). Also 01 appeals (including notices of appeals filed in CIC) received in the Commission. All the RTI applications and appeals were disposed of as per provisions of RTI Act, 2005.



CHAPTER 12

Conclusion

12.1 Article 30 - Right of minorities to establish and administer educational institutions

(1) All minorities, whether based on religion or language, shall have the right to establish and administer educational institutions of their choice. Section 2(f) of the NCMEI Act, for the purpose of the Act, means a community notified by the Central Government.

The Central Government has notified 6 religious communities, namely Muslims, Christians, Sikhs, Buddhists, Jains and Zoroastrians (Parsees). Linguistic minorities do not fall within the ambit of the NCMEI Act.

12.2 As per Section 2 (ca) of National Commission for Minority Educational Institutions (NCMEI) Act 2004,

“Competent authority” means the authority appointed by the appropriate government to grant ‘No objection certificate’ for the establishment of any educational institution of their choice by the minorities.”

For the purpose of Section 10 of the NCMEI Act:

- all State Governments are required to appoint a “competent authority” to grant “No objection certificate” for those minority educational intuitions which comes to

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and for the purpose of Section 12 (B), of the NCMEI Act, 2004

- State Governments are required to appoint an “authority” for the grant of “Minority status certificate” to any minority education institution.

12.3 Primarily the responsibility for giving recognition to educational institutions and grant of minority status certificate lies with the State Government. However, many State Governments have no mechanism to consider the request for grant of minority status certificate and as a result the petitioner institutions are approaching the Commission for grant of minority status certificate.

The Commission is incessantly impressing upon the State Authorities to appoint Competent Authority and decide on the application for grant of minority status certificate or furnishing No Objection Certificate to those educational institutions which approach the Commission for grant of MSC. The petitioner institutions from Madhya Pradesh and Kerala who had applied to the State Authorities as well as to the Commission for grant of MSC, in such cases the Commission directed them to approach the State Authority.

12.4 Some State Government authorities grant minority status certificate



for a limited duration. It has been held by the Madras High Court in T.K.V.T.S.S. Medical Educational & Charitable Trust vs. State of Tamil Nadu, AIR 2002 Madras 42 that minority status cannot be conferred on a minority educational institution for a particular period to be renewed periodically like a driving license. It is not open for the State Government to review its earlier order conferring minority status on a minority educational institution unless it is shown that the institution concerned has suppressed any material fact while seeking minority status or there is fundamental change of circumstances warranting cancellation of the earlier order.

12.5 It has come to the knowledge of the Commission that the rules and regulations framed by many regulatory authorities do not conform to the provisions of Article 30 (1). The law made by the State Governments for regulation of educational institution, applies to the minority educational institutions also. If any such law or regulation interferes with the overall administrative control by the management

over the staff or dilute in any other manner, the right to establish and administer educational institution, such law or regulations to that extent, will not be applicable to the minority educational institutions. The Commission takes up cases of MEIs in this regard also.

12.6. From the deliberations and interactions with the functionaries of the State Government and Minority Educational Institutions, the Commission feels that the State Government functionaries need to familiarize with the NCMEI Act and sensitized about Article 30 (1).

12.7. In order to streamline and bring transparency in grant of Minority Status Certificate, the Commission has revised the MSC application form w.e.f. September 2024, wherein detailed information about the Institution and functionaries is sought. Further, in certain cases, the Commission also calls for physical inspection report from the Committee of the concerned District Magistrate/Collector.



ANNEXURES TO THE REPORT



ANNEXURE I

NATIONAL COMMISSION FOR MINORITY EDUCATIONAL INSTITUTIONS

Ministry of Education

(Govt. of India)

APPLICATION FORM FOR MINORITY STATUS CERTIFICATE APPLICABLE (w.e.f. September, 2024)

1. (a) Institution run by:- (Tick the appropriate)

- Individual
- Trust
- Society

Institutions administered by a Trust/Society are required to furnish the unique ID provided by NGO Darpan (portal [Url: http://ngo.india.gov.in](http://ngo.india.gov.in)). The details given in the form should match with the corresponding details of NGO Darpan. (Not applicable for the institution run by an individual).

- (a) Name and address of the institution.
- (b) UDISE/AISHE Code
- (c) Copy of Report Card on UDISE Portal
- (d) The year of its establishment.
- (e) Name along with the complete postal address of the Trust/Society (The address should match with the corresponding details provided by the Trust / Society on the NGO Darpan).
- (f) Details of the Individual/President or Secretary of the Trust/ Society
 - Name
 - Postal address (with PIN Code)
 - Contact Number
 - e-mail ID
- (g) Name and addresses of the founding Members/ Mutwallis/ Trustees and their religion.
- (h) Names and Addresses of the present Trustees/ Mutwallis/ Members of the Governing Body and their religion.

2. Whether the applicant institution has been established and administered by Religious minority. Proof of religion to be attached (Tick the appropriate)

Muslim	Christian	Sikh	Jain	Buddhist	Parsee
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3. Whether the applicant institution has applied to authority established by the Central Govt. Or State Govt. as per the provision contained in the National Commission for Minorities Act, 1992 (19 of 1992) for grant of Minority Status Certificate? If so, furnish the status of the application. (Tick the appropriate)
 - Whether Minority Status Certificate application is pending before the State Authority.
 - Minority Status Certificate application has been rejected (If yes, then the applicant has to apply under Section 12B of NCMEI Act, 2004 and as per National Commission for Minority Educational Institutions (Procedure for Appeal) Rules, 2006).
 - Minority Status Certificate already granted
4. Whether applied to the State Competent Authority for grant of No Objection Certificate under Section-10 of National Commission for Minority Educational Institutions Act, 2004 . If yes, provide the following information: (Copy of the NOC application is also required to be attached)
 - a. Date of application
 - b. Acknowledgement / Proof of Service
 - c. Status of the application: (Tick the appropriate)
 - (i) Application pending
Whether reminder(s) have been sent to the competent authority, if yes, provide the dates. (Copy of the reminder(s) and replies received, if any, in this regard is also required to be attached)
 - (ii) NOC granted by State Government
 - (iii) Application rejected (If yes, then the applicant has to apply under Section 12A of NCMEI Act, 2004 and as per National Commission for Minority Educational Institutions (Procedure for Appeal) Rules, 2006).
5. Whether the applicant institution has ever applied to the NCMEI for grant of Minority Status Certificate? If so, furnish reference number. (Copy of the final order of the Commission is required to be attached)
 - 5 (i) Whether the minority status of the applicant institution has been withdrawn/ cancelled by legal authority at any time? If yes, provide the details.
 - 5 (ii) Whether the name of the institution or its ownership has changed since its inception and if so the details thereof.
 - 5 (iii) Whether any judicial forum including Hon'ble Supreme Court or Hon'ble



High Court has been approached for grant of minority status? If so, furnish details and give present status.

6. Details pertaining to the Institution

Level of Education: - (Tick the appropriate)

- Madarsa
- Primary
- Secondary
- Higher Secondary
- Higher Education
- General Degree
- Technical includes professional/any other (Specify the stream)

(a) Numbers of existing teachers/ faculties and students from minority communities for last three academic years, where applicable

Number of teachers/faculties and students in academic year								TOTAL
	Muslim (A)	Christian (B)	Sikh (C)	Jain (D)	Budhist (E)	Parsee (F)	Hindu + Other (G)	A+B+C+ D+E+ F+G
Teachers / Faculties								
Students								

7. (i) Whether the Trust/ Society of the applicant institution is registered under the Indian Registration Act/Societies Registration Act.

7 (ii) Trust/ Society are required to attach:

- Copy of registration certificate
- Copy of MOA / Trust Deed
- Copy of amended MOA / Trust Deed (if any)

7 (iii) Individual is required to attach

- Identity proof
- Residence proof
- ITR for last three years(if applicable)
- Documentary evidence (title or possession) of the institution



-
8. Details of affiliation either to the Central/ State Board or any Govt. Recognized Board or University or UGC (Copy of affiliation to be attached)
 - Date of affiliation
 - Valid Upto
 9. Details of Recognition by the Regularity Body (Applicable for technical & professional Institute)
 - Name of the Regularity Body
 - Recognition Valid Upto
 - Details of the institutions run by the same Society/ Trust which have been granted MSC by the Commission:
 - Details of the institutions run by the same Society /Trust whose case is ongoing
 10. Whether the institution has ever been de-recognised by the respective affiliating / regulatory body?
 11. Whether the institution is aided / un-aided.



DECLARATION

I _____ Chairman/President/Secretary on behalf of the _____ Trust/Society, heareby declare that particulars furnished above are true to the best of my knowledge and belief, and that, if any detail is found on verification/ inspection to be false, the Commission shall cancel the minority status certificate awarded to the institution. The decision of the Commission in this regard shall be final.

Place

Chairman/ President / Secretary

Date

(for and on behalf of the Institution)

- Please note**
1. Five Sets of duly filed application form alongwith the requisite document are required to be submitted.
 2. The Commission does not entertain application for linguistic minority.
 3. Applicant institution whose No Objection Certificate application under section 10 of the NCMEI Act 2004 has been rejected by the State Competent Authority, then the applicant has to apply under Section 12A of NCMEI Act, 2004 and as per National Commission for Minority Educational Institutions (Procedure for Appeal) Rules, 2006
 4. Applicant institution whose Minority Status Certificate application under section 12 B of the NCMEI Act 2004 has been rejected by an Authority, is required to apply as per appeal procedure as mentioned in rule 4 of procedure for filing the appeal, 2006.
 5. On filing the petition, the petitioner is required to attach duly stamped envelope for sending communication by registered A.D, to the respondents and petitioner.



ANNEXURE-2

FORM NO.1

[See rule 4 of procedure for filing the appeal, 2006]

MEMORANDUM OF APPEAL UNDER SECTION 12A(1) AND 12B(1) OF THE NATIONAL COMMISSION FOR MINORITY EDUCATIONAL INSTITUTIONS ACT, 2004

For use of Commission's office

Date of filing

Date of receipt by post

Registration No.....

Signature Secretary

IN THE NATIONAL COMMISSION FOR MINORITY EDUCATIONAL INSTITUTIONS

..... Appellant

..... Respondent (s)

Details of appeals:

- 1 (a) Name and address of the Institution
- (b) Name and address of the President/Secretary of the Trust/Society
2. Whether the appellant institution's claim is based on religious or linguistic minority?
3. Whether the appellant institution has been established or administered by :-
 - (a) Religious minority, or
 - (b) Linguistic minority
4. Particulars of the respondent(s) including address for service of notice
5. Particulars of the order under appeal:-
 - (i) Order Number
 - (ii) Date of the order
 - (iii) Name of the authority, whose order has been challenged in the appeal.
6. *Limitation.* – The appellant further declares that the appeal is within the limitation prescribed under the Act.



7. *Facts of the case and orders passed by the competent authority* - The facts of the case are given below:

(Give herein a concise statement of facts and grounds of appeal against the order passed by the competent authority.)

8. *Matter not pending with any other Commission, etc.* - The appellant further declares that the matter regarding which this appeal has been made is not pending before any commission of law or any other authority or any other Tribunal.

9. *Relief sought.* - In view of the facts mentioned in paragraph eight above, the appellant prays for the following reliefs; (specify below the reliefs sought by the appellant).

10. *Details of indeed.* – An index in duplicate containing the details of the documents to be relied upon is enclosed.

11. List of enclosures:

VERIFICATION

I, (name in full in block letters) son / daughter / wife of Shri Do hereby verify that the contents of paras 1 to 11 are true to personal knowledge and belief and that I have not suppressed any material facts.

Signature of the Appellant

Date

Place



ANNEXURE-3

DETAILS OF COMPETENT AUTHORITY

S.No.	State	Competent Authority under Section 10	Authority under Section 12(B)
1.	Andhra Pradesh	Secretary, Department of Minorities Welfare, Government of Anfra Pradesh, 3 rd Floor, A.P. Secretariat, Velagapudi, Amaravati, AP	Secretary, Department of Minorities Welfare, Government of Anfra Pradesh, 3 rd Floor, A.P. Secretariat, Velagapudi, Amaravati, AP
2.	Arunachal Pradesh	Secretary, Department of Education, Civil Secretariat, Itanagar, Arunachal Pradesh 791111	Deputy Secretary (Education) Civil Secretariat, Education Branch, Block No. 1, 3 rd Floor, PO Itanagar-791 111
3.	Assam		Joint Secretary Department of Higher Education, Assam Secretariat, Block C, Secretariat Complex, Dispur, Guwahati-6, Assam
4.	Bihar	For Classes (1st-8th) - 1 Director, Primary Education Patna, Bihar For Classes (9th-12th) - 2 Director, Secondary & Senior Education, Patna, Bihar Colleges and University - 3 Director, Higher Education, Patna, Bihar	Secretary Department of HRD, Government of Bihar, Secretariat, Patna, Bihar



S.No.	State	Competent Authority under Section 10	Authority under Section 12(B)
		<p>Education & Training Institutes - 4 Director, Research and Training, Patna, Bihar</p> <p>Technical Institutions, Engineering Colleges Industrial Training Institutions - 5 Director, Higher Education, Patna, Bihar</p> <p>Education & Training Institutions under Health Department -6 Director, Higher Education, Patna, Bihar</p> <p>Education & Training Institutions under other Department - 7 Director (Administration), Education Department, Bihar, Patna</p>	
5.	Chhattisgarh	<p>Commissioner Department of Development of Tribal and Scheduled Caste, Nava Raipur, Ground Floor, Indrawati Bhawan, Chhatisgarh 492015</p>	
6.	Goa	<p>Principal Secretary (Home) Department of Home (General), Secretariat, Porvorim, Goa 403521</p>	<p>Secretary (Home) Secretariat, Porvorim – Goa</p>
7.	Gujarat	<p>Director, Primary Education,</p>	<p>Director, Primary Education,</p>



S.No.	State	Competent Authority under Section 10	Authority under Section 12(B)
		<p>Dr.Jivraj Mehta Bhawan, 2nd Floor, 12/1, Gandhinagar, Gujarat</p> <p>Deputy Director, Directors of Schools, Old Sachivalaya, Block 9/1 Gandhinagar, Gujarat</p> <p>Director Of Higher Education, Office Of The Commissionerate Of Higher Education, 2nd Floor, Block No. 12, Dr. Jivraj Mehta Bhavan, Gandhinagar-382010, Gujarat</p> <p>Commissioner of Technical Education, Office of the Commissioner of Technical Education, Block No. 2, 6th Floor, Karmyogi Bhavan, Sector-10A, Gandhinagar-382 010</p>	<p>Dr.Jivraj Mehta Bhawan, Floor 12/1, Gandhinagar, Gujarat</p> <p>Commissioner of Schools, Block No. 9-1, Dr.Jivraj Mehta Bhawan, Gandhinagar, Gujarat-382010</p> <p>Commissioner of Technical Education, 2nd Floor, Block No. 2, Dr. Jivraj Meheta Bhavan, Gandhinagar-382 010</p>
8.	Haryana	<p>For Medical Institutions Additional Chief Secretary, Govt. of Haryana, Health Department</p> <p>For General Colleges Additional Chief Secretary, Govt. of Haryana, Higher Education Department</p> <p>For Technical Institutions Principal Secretary, Technical Education Department for Schools/</p>	<p>Finance Commissioner & Principal Secretary Education Department, Government of Haryana, Civil Secretariat, Chandigarh, Haryana-160001</p>



S.No.	State	Competent Authority under Section 10	Authority under Section 12(B)
		<p>For Schools/Primary Schools Principal Secretary to Govt. of Haryana, School Education Department,</p> <p>*May please refer to the guidelines dated 25.07.2023 issued by Haryana Government with respect to filing of NOC application.</p>	
9.	Himachal Pradesh	<p>Director, Directorate of Higher Education, Shimla-1, Himachal Pradesh</p>	<p>Director, Directorate of Higher Education, Shimla-1, Himachal Pradesh</p>
10.	Jharkhand	<p>Director, Primary Education, Department of School Education & Literacy Department, MDI Building, Post-Dhurwa, Dist-Ranchi-834004</p>	<p>Director, Higher Education, Department of Higher Technical Education & Skill Development, Government of Jharkhand, 3rd Floor, Yojana Bhawan, Nepal House, Doranda Ranchi, Jharkhand- 834002</p> <p>Director, Technical Education, Department of Higher Technical Education & Skill Development, Government of Jharkhand, 3rd Floor, Yojana Bhawan, Nepal House, Doranda Ranchi, Jharkhand- 834002</p> <p>Director, (Secondary Education), Directorate of Secondary Education, School Education & Literacy Department, Jharkhand, Ranchi</p>



S.No.	State	Competent Authority under Section 10	Authority under Section 12(B)
11.	Karnataka	Additional Chief Secretary, Education Department (Higher Education), Govt. of Karnataka, Sixth Floor, Multi-storeyed Building, Bengaluru- 560001	Principal Secretary, Education Department (Higher Education), Govt. of Karnataka, Sixth Floor, Multi Storeyed Building, Bengaluru-560001
12.	Kerala	Director, Directorate of Minority Welfare, Government of Kerala, 4th Floor, Vikas Bhavan, Thiruvananthapuram - 695033	Secretary, General Education Department, Government of Kerala, Room No. 302, 3 rd floor, Annex II Government Secretariat
13.	Madhya Pradesh	Commissioner, Backward Classes and Minority Welfare M.P. 2nd Floorl, Vidyachal Bhawan, Bhopal, M.P. *May please refer to the guidelines dated 16.02.2018 issued by Madhya Pradesh Government with respect to filing of NOC application.	Secretary, Backward Classes and Minority Welfare Department, Govt. of MP, Room No. 339, Mantralaya, Bhopal, MP
14.	Maharashtra	Joint Secretary, Minorities Development Department,Room No. 715, Mantralaya (Annexe), Mumbai-32	Joint Secretary, Minorities Development Department,Room No. 715, Mantralaya (Annexe), Mumbai-32
15.	Manipur		Additional Chief Secretary, (Minority Affairs/OBC&SC) Government of Manipur, Room No. 198, Secretariat South Block, Imphal West, Manipur-795001



S.No.	State	Competent Authority under Section 10	Authority under Section 12(B)
16.	Meghalaya	Secretary, Education Department, Govt. of Meghalaya, Additional Secretariat, Meghalaya, Shillong-793001	Secretary, Education Department, Govt. of Meghalaya, Additional Secretariat, Meghalaya, Shillong-793001
17.	Mizoram	Secretary, District Council & Minority Affairs Department, Govt. of Mizoram, Room No. 124/125 Mizoram Secretariat, MINECO, Khatla, Aizawl, Mizoram	Commissioner & Secretary, School Education Department, Govt. of Mizoram, Mission Veng, Aizawl, Mizoram-796001
18.	Nagaland	Addl. Director (HOD), School Education, Nagaland Directorate of School Education, Nagaland, Kohima – 797001	Addl. Director (HOD), School Education, Nagaland Directorate of School Education, Nagaland, Kohima – 797001
19.	Orissa	Director, Elementary Education, 5 th Floor, HOD Building, Unit-V, Bhubaneswar-01, Khordha, Odisha Director, Secondary Education, 6 th Floor, HOD Building, Unit-V, Bhubaneswar-01, Khordha, Odisha	Principal Secretary, School & Mass Education Department, Government of Orissa, Secretariat, Bhubaneswar, Orissa – 751 001
20.	Punjab	Department of Higher Education Additional Chief Secretary, Higher Education and Languages Punjab, Punjab Civil Secretariat-II, Sector-9A, Chandigarh	Secretary, Higher Education Department , Room No.510, Mini Secretariat, Sector 9 Chandigarh secy.se@punjab.gov.in



S.No.	State	Competent Authority under Section 10	Authority under Section 12(B)
		Department of Secondary Education Branch Director of Public Instruction (S.E.) Punjab, Block E, Vidya Bhawan, 4 th Floor Complex, Punjab School Education Board, Sector 62, S.A.S. Nagar.	Department of Medical Education and Research Additional Chief Secretary, Room No.510, 5 th Floor, Punjab Civil Secretariat-II, Sector-9, Chandigarh
21.	Rajasthan	Additional Chief Secretary, Department of Minority Affairs & Waqf, Room No. 2007, Main Building, Secretariat, Jaipur, Rajasthan, Email-secyma@rajasthan.gov.in	Principal Secretary, Department of Minority Affairs & Waqf, Room No. 8145, SSO Building, Secretariat, Jaipur-302005, Rajasthan
22.	Sikkim	Additional Chief Secretary, Human Resource Development Department, Rashtriya Madhyamik Shiksha Abhiyan, Tashiling Secretariat, Gangtok, East Sikkim, India - 737101	
23.	Tamil Nadu	Principal Secretary, School Education Department, Governmentt. of Tamil Nadu, Rina Road, Fort St. George, Secretariat, Chennai, Tamil Nadu– 600009 Principal Secretary, Higher Education Department, Government of Tamil Nadu, Rina Road, Fort St. George, Secretariat, Chennai, Tamil Nadu– 600009	Principal Secretary, School Education Department, Governmentt. of Tamil Nadu, Rina Road, Fort St. George, Secretariat, Chennai, Tamil Nadu– 600009 Principal Secretary, Higher Education Department, Government of Tamil Nadu, Rina Road, Fort St. George, Secretariat, Chennai, Tamil Nadu– 600009



S.No.	State	Competent Authority under Section 10	Authority under Section 12(B)
		<p>Secretary, Law Education Department, Namakkal Kavignar Maaligai, Fort St. George, Secretariat, Chennai, Tamil Nadu– 600009</p> <p>Commissioner and Principal Secretary, Agriculture Department, Namakkal Kavignar Maaligai, Fort St. George, Secretariat, Chennai, Tamil Nadu– 600009</p> <p>Secretary, Health & Welfare Department, Namakkal Kavignar Maaligai, Fort St. George, Secretariat, Chennai, Tamil Nadu– 600009</p>	<p>Secretary, Law Education Department, Namakkal Kavignar Maaligai, Fort St. George, Secretariat, Chennai, Tamil Nadu– 600009</p> <p>Commissioner and Principal Secretary, Agriculture Department, Namakkal Kavignar Maaligai, Fort St. George, Secretariat, Chennai, Tamil Nadu– 600009</p> <p>Secretary, Health & Welfare Department, Namakkal Kavignar Maaligai, Fort St. George, Secretariat, Chennai, Tamil Nadu– 600009</p>
24.	Tripura	<p>Secretary, Minorities Welfare Department, Secretariat Building, New Capital Complex, Agartala</p>	<p>Secretary, Minorities Welfare Department, Secretariat Building, New Capital Complex, Agartala</p>
25.	Telangana	<p>Secretary, Minorities Welfare Department, Room No 17, Ground Floor, Dr. B.R. Ambedkar, Telangana Secretariat, Hyderabad- 500022</p>	<p>Secretary, Minorities Welfare Department, Room No 17, Ground Floor, Dr. B.R. Ambedkar, Telangana Secretariat, Hyderabad-500022</p>
26.	Uttar Pradesh	<p>For Higher Educational Institutions Additional Chief Secretary, Higher Education, Room no.3, Naveen Bhawan, UP Secretariat, Lucknow-226001</p>	<p>Deputy Director, Minorities Welfare Department, 6th Floor, Indira Bhavan, Lucknow, Uttar Pradesh</p>



S.No.	State	Competent Authority under Section 10	Authority under Section 12(B)
		<p>For Technical Educational Institutions Principal Secretary, Room No.3, Naveen Bhawan, UP Secretariat, Lucknow-226001</p> <p>For Vocational Educational Institutions Principal Secretary, Room No.11, Ground Floor, New Building, Uttar Pradesh Secretariat,Lucknow-226001</p> <p>For Secondary and Senior Secondary Educational Institutions Additional Chief Secretary, Secondary Education Department, Bapu Bhawan, 7th Floor, Lucknow-226001</p> <p>For Basic Education Additional Chief Secretary/ Principal Secretary/ Secretary, Basic Education Department,Govt. of Uttar Pradesh,Vidya Bhawan, Nishantganj, Lucknow-226007</p> <p>For Medical Education Additional Chief Secretary/ Principal Secretary/ Secretary, Medical Education Department, Govt. of Uttar Pradesh, Hazrat Ganj, Janpath Road, Vikas Bhawan, Lucknow-226001</p>	



S.No.	State	Competent Authority under Section 10	Authority under Section 12(B)
		<p>For AYUSH Educational Institutions Additional Chief Secretary/ Principal Secretary/Secretary, Ayush Department, Govt. of Uttar Pradesh, 3rd Floor, Lal Bahadur Shastri Bhawan, Lucknow- 226001</p> <p>For Arabic Persian Madarsa Institutions Additional Chief Secretary/ Principal Secretary/Secretary, Minority Welfare and Waqf Department, Govt. of Uttar Pradesh, Room No.620, 6th floor, Indira Bhawan, Ashok Marg Lucknow-226020</p>	
27.	Uttarakhand	<p>Secretary, Higher Education, Govt. of Uttarakhand, Room No. 13, First Floor, Subhash Chandra Bose Building, Uttarakhand Secretariat</p> <p>Director, Uttarakhand Madarsa Education Board, Uttarakhand Madarsa Alpsankhyak Kalyan Bhawan, Shaeed Bhagat Singh Colony, Near A.T.S. Adhoiwala, Dehradun</p>	<p>Director, Uttarakhand Madarsa Education Board, Alpsankhyak Kalyan Bhawan, Sheed Bhagat Singh Colony, Near A.T.S. Adhoiwala, Dehradun.</p>
28.	West Bengal	<p>Commissioner, Minority Affairs & Madrasah Education Department, "NABANNA" 325, Sarat Chatterjee Road, Howrah-711102 (West Bengal)</p>	<p>Commissioner, Minority Affairs & Madrasah Education Department, "NABANNA" 325, Sarat Chatterjee Road, Howrah-711102 (West Bengal)</p>



S.No.	State	Competent Authority under Section 10	Authority under Section 12(B)
		Special Secretary, Department of Higher Education, Bikash Bhawan, 6 th floor, Kolkata- 700091	Special Secretary, Department of Higher Education, Bikash Bhawan, 6 th floor, Kolkata- 700091
29.	Andaman & Nicobar	Committee of Officers constituted vide Administration's Order No.3593 dt.16.11.2015 Secretariat, Andaman and Nicobar Administration, Port Blair	Secretary (Edu.) A&N Administration, Secretariat, Port Blair
30.	Chandigarh	Director, School Education Chandigarh Additional Deluxe Building, 1st Floor, Sector-9, Chandigarh-160009 Phone No. 0172-2747407 Email: dpi-chd@nic.in	Director, School Education Chandigarh Additional Deluxe Building, 1st Floor, Sector-9, Chandigarh-160009 Phone No. 0172-2747407 Email: dpi-chd@nic.in
31.	Dadar & Nagar Haveli		
32.	Daman & Diu	Director (Education), Secretariat, Moti Daman,	Asstt. Director (Education), Directorate of Education, Nani Daman
33.	Delhi		Assistant Director of Education (ACT), Directorate of Education, Government of NCT of Delhi, R.No.214-A, Old Secretariat, Delhi – 110 054 Director of Education, Higher Education Department, Govt. of NCT of Delhi, 5, Shyamnath Marg, Delhi-110054



S.No.	State	Competent Authority under Section 10	Authority under Section 12(B)
34.	J&K	–	–
35.	Laddakh	–	–
36.	Lakshadweep	Director of Education, Department of Education, Kavaratti, UT of Lakshadweep, Email: askerupsc@gmail.com	
37.	Puducherry	For School Education Secretary (Education), Chief Secretariat, No. 1, Goubert Avenue, Beach Road, Puducherry-605001 For Higher Educational Institutions Lieutenant Governor, Raj Nivas, Puducherry–605001	Order pending from Ministry of Home Affairs to appoint CA in MSC cases