

**GOVERNMENT OF INDIA
NATIONAL COMMISSION FOR MINORITY
EDUCATIONAL INSTITUTIONS (NCMEI)**

Case No. 12 of 2025

In the matter of :-

Sanjos Academy, NTPC-Gail Canal Road, Dibiyapur, Auraiya, Uttar Pradesh – 206 244.

..... **Petitioner**

V/s

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

..... **Respondent**

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

ORDER

DATED 06.05.2026

Dr. Shahid Akhter, Member, NCMEI

1. This petition has been received on 09.12.2024 by hand through Mr. Jose Abraham, Advocate of the petitioner institution for grant of Minority Status Certificate (in short 'MSC') to Sanjos Academy, NTPC-Gail Canal Road, Dibiyapur, Auraiya, Uttar Pradesh – 206 244.
2. Learned counsel for the petitioner filed an affidavit of Mr. Thomas Cyriac, President of the Saint Thomas Educational and Medical Society 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 also 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.
3. Learned counsel for the petitioner has filed copy of Unique ID No. : UP/2017/0177343 of the petitioner Society as given by the Niti Aayog Portal NGO Darpan, photocopy of application dated 22.08.2024 sent to the State Competent Authority alongwith postal receipt and its tracking report, certified copies of Certificate of Registration, Memorandum of Association, Rules and Regulations alongwith list of founding members, Amended Memorandum of Association dated 02.08.2016 alongwith list of present members of the Saint Thomas Educational and Medical Society, downloaded copy of recognition order dated 26.12.2023 issued by the Deputy Secretary/ Joint Secretary (AFF.), CBSE granting affiliation to the unaided petitioner institution for the period of 01.04.2024 to 31.03.2029 and resolution of the General Body of the Society in favour of Mr. Thomas Cyriac, President of the Saint Thomas Educational and Medical Society for obtaining MSC from this Commission.
4. As per the information supplied by the petitioner unaided institution with regard to students strength as on Academic Year 2022-23, it is mentioned that out of total 895 students, 35 students were from the Muslim minority community, 11 students were from the Christian minority community, 01 student was from the Jain minority community, 22 students were from the Buddhist minority community and 826 students were Hindu. In the year 2023-24, it is mentioned that out of total 904 students, 38 students were from the Muslim minority community, 13 students were from the Christian minority community, 01 student was from the Jain minority community, 25 students were from the Buddhist minority community and

827 students were Hindu and in the year 2024-25, it is mentioned that out of total 1083 students, 36 students were from the Muslim minority community, 15 students were from the Christian minority community, 01 student was from the Jain minority community, 27 students were from the Buddhist minority community and 1004 students were Hindu. It is relevant to mention here that during the academic year 2022-23, out of the total 43 teachers, 31 teachers were from the Christian minority community and 12 teachers were Hindu. In the academic year 2023-24, out of the total 45 teachers, 33 teachers were from the Christian minority community and 12 teachers were Hindu and in the academic year 2024-25, out of the total 33 teachers, 21 teachers were from the Christian minority community and 12 teachers were Hindu.

5. It is stated in the petition that on dated 22.08.2024, the petitioner institution has applied to the State Competent Authority for grant of NOC which was received by the State Competent Authority on 27.08.2024 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.
6. After service of registered notice / email dated 24.01.2025, 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 alongwith recommendation may be obtained from the Committee constituted by this Commission for issuance of MSC to the petitioner institution vide order dated 18.03.2025. After service of letters/emails to the physical inspection committee dated 02.04.2025 and reminders dated 10.06.2025, 15.09.2025 and 11.11.2025, Physical Inspection Committee, vide letter dated 24.01.2026 has sent Physical Inspection Report, which was received by post in the Commission's Office on dated 30.01.2026, which was duly signed by all the members of the physical Inspection Committee wherein they have recommended to grant minority status certificate to the petitioner institution.
7. Heard the learned counsel for the petitioner, perused the pleading of the petition, the documents filed by the petitioner and affidavit of Mr. Thomas Cyriac, President of the Saint Thomas Educational and Medical Society.
8. 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 Christian minority community in the State of Uttar Pradesh as per the census of 2011 is 0.18%.
9. 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 Saint Thomas Educational and Medical Society 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 Mr. Thomas Cyriac, President of the Saint Thomas Educational and Medical Society.
10. I have perused the Amended Memorandum of Association of the petitioner institution which was registered before the Registrar, Firms Society and chits, Kanpur on dated 02.08.2016 which is before the filing of NOC applications U/s

10 of the NCMEI Act, 2004 dated 22.08.2024 and petition for grant of MSC on dated 09.12.2024. 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.

11. The Amended Memorandum of Association dated 02.08.2016 and all the documents produced by the petitioner institution clearly reflects that the beneficiaries of the petitioner institution are primarily the members of the Christian minority community. In addition, the said facts 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.
12. Relying on the said unrebutted evidence produced on behalf of the petitioner, we find and hold that Sanjos Academy, NTPC-Gail Canal Road, Dibiyapur, Auraiya, Uttar Pradesh – 206244 run by Saint Thomas Educational and Medical Society is eligible for grant of minority status on religious basis. The evidence also proves that the said educational institution was established with the main objective of sub-serving the interests of the Christian minority community.
13. Consequently, Sanjos Academy, NTPC-Gail Canal Road, Dibiyapur, Auraiya, Uttar Pradesh - 206244 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.
14. A minority status certificate be issued accordingly.
15. In view of the above, the present petition is disposed of in accordance with this order.

Signed, pronounced and published on **Wednesday, 06th Day of MAY, 2026.**

**DR. SHAHID AKHTER
MEMBER**

DSS