

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

**Model Divine Mahila College, Plot No. 258, Street – Baghpat – Meerut
Road, VPO – Pilana, Baghpat Dist., Uttar Pradesh – 250 615.**

V/s.

**Additional Chief Secretary/ Principal Secretary/ Secretary, Department
of Higher Education, Government of U.P. – 226 020.**

CASE NO. 211 OF 2023

Date: 18.08.2026

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

Despite sending letter in terms of order dated 30.04.2026 to members of the physical inspection committee, no physical inspection report has been received from the members of the physical inspection committee till now.

Office is directed again send reminder letter in terms of order dated 30.04.2026 to members of the physical inspection committee for sending the original physical inspection report in the format as prescribed by the Commission. The report should be signed by all the members of the physical inspection committee positively before the next date of hearing.

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

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

List on 30.09.2026

**DR. SHAHID AKHTER
MEMBER**

Ks

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

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

V/s.

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

CASE NO. 267 OF 2023

Date: 18.08.2026

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

On 13.08.2026, an internal communication alongwith physical inspection report has been received through email from the District Magistrate, Kushinagar, which is taken on record.

It is stated in the aforesaid communication that the petitioner vide its letter No. 71 dated 30.04.2025 has requested the Under Secretary of this Commission to reject their application for grant of minority status certificate as petitioner college is unable to meet the criteria for declaring a minority institution.

Learned counsel for the petitioner seeks time to take instructions from his client as he is not aware about aforesaid request made by the petitioner.

List on 29.09.2026

**DR. SHAHID AKHTER
MEMBER**

Ks

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

**Vimala (EM) High School, Yerragunta, Sirvella Mandal, Kumool District,
Andhra Pradesh – 518 510.**

V/s.

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

CASE NO. 195 OF 2024

Date: 18.08.2026

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

Despite sending letter in terms of order dated 01.04.2026 and 14.05.2026 to members of the physical inspection committee, no para-wise-reply has been received from them till now.

Office is directed issue afresh letter to members of the physical inspection committee with a direction to comply with the order dated 18.11.2025 by filing para-wise reply.

List on 29.09.2026.

**DR. SHAHID AKHTER
MEMBER**

Ks

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

St. Arnold's School, Bagdihi, Kirmira, Jharsuguda District, Odisha – 768 220.

V/s.

Director, Elementary Education, Government of Orissa, 5th Floor, HOD Building, Unit-V, Bhubaneswar, Khordha, Odisha – 751 001.

CASE NO. 20 OF 2025

Date: 18.08.2026

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

Despite sending letters in terms of order dated 08.07.2026 to Chief Secretary, Government of Odisha and members of the physical inspection committee, no response/ physical inspection report has been received from them till now. Hence, the case is proceeded ex-parte against them in terms of order dated 08.07.2026.

Learned counsel for the petitioner prayed for time to file updated affiliation order issued by the competent authority.

List on 29.09.2026.

**DR. SHAHID AKHTER
MEMBER**

Ks

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

NAV Jeevan Middle School, Manikabathan, Paharpur P.O., Godda District, Jharkhand – 814 158.

V/s.

Director, Primary Education, Department of School Education & Literacy, MDI Building, Post Dhurwa, Dist. Ranchi, Jharkhand – 834 004.

CASE NO. 43 OF 2025

Date: 18.08.2026

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

Learned counsel for the petitioner filed notarized copy of the latest amended Memorandum of Association of Godda Parish Society, which was received by hand on 21.07.2026, which is taken on record.

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

List for final arguments on 07.10.2026.

**DR. SHAHID AKHTER
MEMBER**

Ks

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

**St. Xavier High School (CBSE), Rania, VPO Bharolianwali, Rania, Sirsa
Dist., Haryana – 125 075.**

V/s.

**Principal Secretary, School Education Department, Room No. 37, 7th Floor,
Haryana Civil Secretariat, Sector – 1, Chandigarh.**

CASE NO. 59 OF 2025

Date: 18.08.2026

Present: Mr. Jose Abraham, Advocate for the petitioner.
Mr. Abhishek Kumar for the respondent.

On 08.07.2026, short reply alongwith copy of policy guidelines for grant of NOC to minority educational institutions in Haryana and copy of report of District Education Officer, Sirsa, Haryana, have been received from the Superintendent, Private Schools for Directorate of Secondary Education, Panchkula, Haryana, which are taken on record.

On 22.07.2026, copy of physical inspection report has been received from the Commissioner, Sirsa, which is also taken on record.

It is stated in the aforesaid policy guidelines for grant of NOC to minority educational institutions in Haryana that minority status may be accorded to the applicant society by Government of Haryana if a minimum of 2/3rd of the members of the society/ trust/ company belong to the same minority community and a certificate issued by the Sub Divisional Officer (Civil) to this effect must be submitted for each member alongwith photograph and verified signatures of the members.

Learned counsel for the petitioner submitted that the petitioner institution has been established and is being administered by Christian minority community and amended Memorandum of Association of the petitioner society clearly reflects that the beneficiaries of the petitioner institution belong to Christian minority community. He further submitted that certified copies of all the relevant documents are already on record.

List for final arguments on 08.10.2026.

**DR. SHAHID AKHTER
MEMBER**

Ks

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

**Gautam Buddha College of Pharmacy, Gauri Road, Near CRPF Camp,
Bijnaur, Lucknow, U.P. – 226 002.**

V/s.

**Principal Secretary, Technical Education Department, Government of U.P.,
Room No. 63, Naveen Bhawan, U.P. Secretariat, Lucknow, U.P. – 226 001.**

CASE NO. 60 OF 2025

Date: 18.08.2026

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

On 10.08.2026, original physical inspection report has been received from the District Minority Welfare Officer, Lucknow, U.P., which is taken on record.

It is stated against column no. 14 of the aforesaid report that there is no solid evidence that the members of the petitioner management committee belong to a minority community.

Learned counsel for the petitioner is directed to file evidence to prove that the members of the petitioner management committee belong to a Buddhist minority community.

List on 29.09.2026.

**DR. SHAHID AKHTER
MEMBER**

Ks

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

**St. Mary's Academy, Friends Colony, A.G. Colony Road,
Ashiana Nagar, Patna, Bihar – 800 025.**

V/s.

**Director, Secondary & Senior Secondary Education, Government of Bihar,
Ground Floor, Vikas Bhawan, New Secretariat, Daily Road, Patna, Bihar –
800 015.**

CASE NO. 92 OF 2025

Date: 18.08.2026

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

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

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

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

Learned counsel for the petitioner prayed for copies of the aforesaid letters. Office is also directed to provide copies of the said letters to learned counsel for the petitioner for pursuing the matter with both the offices.

List on 30.09.2026.

**DR. SHAHID AKHTER
MEMBER**

Ks

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

**Mahatma Buddha College of Pharmacy, Nighasan, Lakhimpur Kheri, U.P.
– 262 903.**

V/s.

**Principal Secretary, Technical Education Department, Government of U.P.,
Room No. 63, Naveen Bhawan, U.P. Secretariat, Lucknow, U.P. – 226 001.**

CASE NO. 61 OF 2025

Date: 18.08.2026

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

On 04.08.2026 and 06.08.2026, physical inspection report has been received through email and on 03.08.2026, copy of physical inspection report has been received by post from the District Minority Welfare Officer, Lakhimpur Kheri, U.P.

It is stated against column no. 14 of the aforesaid report that out of the total 9 members of management committee of the petitioner society, certificate of minority has been provided by the Government for only 3 members. The rest of the members have submitted Buddhist initiation certificates issued by the Indian Buddh Committee, Budh Vihar, Lucknow.

It is stated against column no. 9 of the aforesaid report that in the academic years, 2023-26, no student from the Buddhist community is studying in the petitioner institution.

Learned counsel for the petitioner seeks time to take instruction from his client. Time prayed for is allowed.

List on 30.09.2026.

**DR. SHAHID AKHTER
MEMBER**

Ks

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

**I Learn International School Academy, Vill. & Post Hakikatpur Rayzadda,
District Bijnor, U.P. – 246 762.**

V/s.

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

CASE NO. 140 OF 2025

Date: 18.08.2026

Present: Dr. Faiyyaz Ahmad Ansari, Advocate for the petitioner.
None for the respondent.

On 14.05.2026, learned counsel for the petitioner filed undertaking of Mr. Mohd. Danish, President of I Learn Educational and Welfare Trust, stating therein that the petitioner institution shall not deny admission of eligible students of the Muslim minority community, subject to the eligibility of the students and availability of accommodation in the petitioner institution. He has also filed details of students and faculty of petitioner institution for the academic year 2026-27. All the documents are taken on record.

This petition has been received on 24.10.2025 by hand from the petitioner institution for grant of Minority Status Certificate (in short 'MSC') to I Learn International School Academy, Vill. & Post Hakikatpur Rayzadda, District Bijnor, U.P.

Learned counsel for the petitioner has filed the affidavit of Mr. Mohd. Danish, President of I Learn Educational and Welfare Trust and authorized representative of the 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 Muslim minority community and also filed undertaking of Mr. Mohd. Danish stating therein that the petitioner institution shall not deny admission of eligible students of the Muslim minority community, subject to the eligibility of the students and availability of accommodation in the petitioner institution.

Learned counsel for the petitioner has filed a copy of Unique ID No.: UP/2024/0411194 of the petitioner's society as given by the Niti Aayog Portal NGO Darpan, copy of the application dated 28.06.2025 submitted before the State Competent authority for NOC alongwith postal receipt and its tracking report, notarized copies of Trust Deed and amended Trust Deed of the I Learn Educational and Welfare Trust. He has also filed original Resolution passed by General Body of the Catholic Diocese of I Learn Educational and Welfare Trust in favour of Mr. Mohd. Danish, President of the petitioner Trust for obtaining minority status certificate from this Commission. He has also filed downloaded copy of Certificate of Recognition order dated 26.08.2022 and 05.11.2024 of petitioner institution, issued by the District Basic Education Officer, Bijnor, U.P.

As per the information supplied by the unaided petitioner institution with regard to students' strength during the academic year 2023-24, it is mentioned that out of the total 234 students, 197 students were from the Muslim minority community, 01 student was from the Buddhist minority community and 36 students were Hindu. In the academic year 2024-25, it is mentioned that out of the total 306 students, 277 students were from the Muslim minority community, 01 student was from the Buddhist minority community and 28 students were Hindu. In the academic year 2025-26, it is mentioned that out of the total 414 students, 390 students were from the

Muslim minority community and 24 students were Hindu. It is relevant to mention here that during the academic year 2023-24, out of the total 08 teachers, 07 teachers were from the Muslim minority community and 01 teacher was Hindu. In the academic year 2024-25, out of the total 10 teachers, 09 teachers were from the Muslim minority community, 01 teacher was Hindu. In the academic year 2025-26, out of the total 17 teachers, 15 teachers were from the Muslim minority community and 02 teachers were Hindu.

It is stated in the petition that on dated 28.06.2025, the petitioner institution has applied to the State Competent Authority for grant of NOC which was received by the State Competent Authority on 01.07.2025 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.

Despite service of registered notice/email dated 17.11.2025, 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 03.02.2026, after service of letter/ email to the physical inspection committee dated 04.02.2026 and 20.03.2026, members of physical inspection committee, has sent physical inspection report dated 25.03.2026, which was received in the Commission's Office on dated 30.03.2026 wherein they have recommended for grant of minority status certificate to the petitioner institution.

Heard learned counsel for the petitioner, perused the pleadings, the documents filed by the petitioner and affidavit of Mr. Mohd. Danish, President of I Learn Educational and Welfare Trust and authorized representative 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 the I Learn Educational and Welfare Trust, 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. Mohd. Danish, President of I Learn Educational and Welfare Trust and authorized representative 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 Muslim minority community in the State of Uttar Pradesh as per the census of 2011 is 19.26%.

I have perused the Supplementary Trust Deed of the petitioner Trust, which was registered before the Deputy Registrar, Nagina, Bijnor, Uttar Pradesh on dated 20.06.2025, which is before the filing of NOC application U/s 10 of the NCMEI Act, 2004 dated 28.06.2025 and petition for grant of MSC on dated 24.10.2025.

The Supplementary Trust Deed of the said trust and all the documents produced by the petitioner institution clearly reflect 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 before this Commission.

Relying on the said un rebutted evidence produced on behalf of the petitioner, we find and hold that the I Learn International School Academy, Vill. & Post Hakikatpur Rayzadda, District Bijnor, U.P., run by the I Learn Educational and Welfare 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 Muslim minority community.

Consequently, I Learn International School Academy, Vill. & Post Hakikatpur Rayzadda, District Bijnor, U.P., 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.

A minority status certificate be issued accordingly.

**DR. SHAHID AKHTER
MEMBER**

Ks

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

Vibgyor World Academy, Ayodhya Bypass Road, Opposite Tirupati ML High Rise, K – Sector, Ayodhya Nahar, Bhopal, M.P. – 462 041.

V/s.

**Commissioner, Backward Classes and Minority Welfare Department,
Government of M.P., Madhya Pradesh.**

CASE NO. 50 OF 2026

Date: 18.08.2026

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

On 14.08.2026, original physical inspection report has been received from the Assistant Director, Backward Classes and Minority Welfare, District Bhopal, M.P., which is taken on record.

This petition has been received on 26.02.2026 by hand through Mr. Junais P., Advocate of the petitioner institution for grant of Minority Status Certificate (in short 'MSC') to Vibgyor World Academy, Ayodhya Bypass Road, Opposite Tirupati ML High Rise, K – Sector, Ayodhya Nahar, Bhopal, M.P.

Learned counsel for the petitioner filed an affidavit of Mr. Dara H. Satpatiwala, Trustee of Meerabo Global Foundation 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 Parsee minority community. He has also filed another affidavit stating therein that the petitioner institution shall not deny admission of eligible candidate of the Parsee 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 notarized copy of Unique ID No.: KA/2017/0152837 of the petitioner's Trust as given by the Niti Aayog Portal NGO Darpan, copy of the application dated 19.11.2025 by post to the State Competent Authority alongwith postal receipt and its tracking report, notarized copy of Trust of Meerabo Foundation, notarized copy of Amended Trust Deed alongwith members of Meerabo Global Foundation dated on 08.01.2016, notarized copy of order dated 10.04.2025 issued by the District Project Coordinator, District Education Centre, Bhopal, granting recognition for the period of 01.04.2025 to 31.03.2028 to the unaided petitioner institution and original resolution of the General Body of the Society in favour of Mr. Dara H. Satpatiwala, Trustee of Meerabo Global Foundation for obtaining MSC from this Commission.

As per the information supplied by the petitioner unaided institution with regard to students' strength, it is mentioned that during the academic year 2025-26, out of the total 37 students, 03 students were from the Muslim minority community, 02 students were from the Christian minority community, 01 student was from the Parsee minority community and 31 students were Hindu. It is relevant to mention here that in the academic year 2025-26, out of 33 teachers, 03 teachers were from the Muslim Minority community, 04 teachers were from the Christian Minority community, 01 teacher was from the Jain Minority community and 25 teachers were Hindu.

It is stated in the petition that on dated 19.11.2025, the petitioner institution has applied to the State Competent Authority for grant of NOC which was received by the State Competent Authority on 24.11.2025 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 01.04.2026, 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 12.05.2026. After service of letter/emails to the physical inspection committee dated 14.05.2026 and reminder dated 09.07.2026, original Physical Inspection Report has been received from the Assistant Director, Backward Classes and Minority Welfare, District Bhopal, M.P., on 14.08.2026, wherein member of the said committee have recommended for grant of minority status certificate to the petitioner institution.

Heard learned counsel for the petitioner, perused the pleadings, the documents filed by the petitioner and affidavit of Mr. Dara H. Satpatiwalla, Trustee of Meerabo Global Foundation and 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 Parsee minority community and is being administered by Meerabo Global Foundation which is managed and run by the members of the Parsee 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 Mr. Dara H. Satpatiwalla, Trustee of Meerabo Global Foundation 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 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 Parsee minority community in the State of Madhya Pradesh as per the census of 2011 is 0.001%.

I have perused the Amended Trust Deed of the petitioner institution, which was registered before the Sub- Registrar, Bangalore on dated 08.01.2016 which is before the filing of NOC application U/s 10 of the NCMEI Act, 2004 dated 19.11.2025 and petition for grant of MSC on dated 26.02.2026. 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 Trust Deed dated 08.01.2016 of the said Trust and all the documents produced by the petitioner institution clearly reflect that the beneficiaries of the petitioner institution are primarily the members of the Parsee 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 Vibgyor World Academy, Ayodhya Bypass Road, Opposite Tirupati ML High Rise, K – Sector, Ayodhya Nahar, Bhopal, M.P., run by Meerabo Global Foundation 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 Parsee minority community.

Consequently, Vibgyor World Academy, Ayodhya Bypass Road, Opposite Tirupati ML High Rise, K – Sector, Ayodhya Nahar, Bhopal, M.P., 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

DR. SHAHID AKHTER
MEMBER

Ks

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

**Rose Mary Model Public School, Barani Park, Ramachandra Nagar, Near
Jeba Garden, Perumalpuram Post, Tirunelveli District, Tamil Nadu-
627007.**

Vs.

**Principal Secretary, School Education Department, Government of Tamil
Nadu, Fort St. George, Secretariat, Chennai, Tamil Nadu- 600009.**

Case No. 66 of 2026

18.08.2026

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

Despite sending letter by post and email to the members of the physical inspection committee, no physical inspection report has been received from them till now.

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

Office is directed to send reminder letter by post and also by email to the members of the Physical Inspection Committee for sending the original physical inspection report in the prescribed format duly signed by all the members of the physical inspection committee positively before the next date of hearing. Copy of the reminder letter be furnished to the learned counsel for the petitioner to pursue the matter.

In the interest of justice, list on 30.09.2026.

**DR. SHAHID AKHTER
MEMBER**

MD

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

**St. Thomas High School, Mastkot, Datala-Kalanaur Road, Dargabad P.O.,
Kalanour, Gurdaspur District, Punjab-143001.**

Vs.

**Director of Public Instruction (S.E) Punjab Block E, Vidya Bhwan, 4th Floor
Complex, Punjab School Education Board, Sector - 62, S.A.S. Nagar.**

Case No. 67 of 2026

18.08.2026

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

Despite sending letter by post and email to the members of the physical inspection committee, no physical inspection report has been received from them till now.

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

Office is directed to send reminder letter by post and also by email to the members of the Physical Inspection Committee for sending the original physical inspection report in the prescribed format duly signed by all the members of the physical inspection committee positively before the next date of hearing. Copy of the reminder letter be furnished to the learned counsel for the petitioner to pursue the matter.

In the interest of justice, list on 30.09.2026.

**DR. SHAHID AKHTER
MEMBER**

MD

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

St. Joseph's Higher Secondary School, Una, Gir Somnath, Gujarat-362560.

Vs.

Deputy Director, Director of Schools, Vidya Samiksha Kendra (VSK), Opp. Punitan, Gandhinagar, Gujarat.

Case No. 68 of 2026

18.08.2026

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

Despite sending letter by post and email to the members of the physical inspection committee, no physical inspection report has been received from them till now.

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

Office is directed to send reminder letter by post and also by email to the members of the Physical Inspection Committee for sending the original physical inspection report in the prescribed format duly signed by all the members of the physical inspection committee positively before the next date of hearing. Copy of the reminder letter be furnished to the learned counsel for the petitioner to pursue the matter.

In the interest of justice, list on 30.09.2026.

**DR. SHAHID AKHTER
MEMBER**

MD

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

Saint Josephs High School, Una, Gir Somnath, Gujarat- 362560.

Vs.

**Deputy Director, Director of Schools, Vidya Samiksha Kendra (VSK), Opp.
Punitan, Gandhinagar, Gujarat.**

Case No. 69 of 2026

18.08.2026

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

An email dated 13.8.2026 has been received from 'collectorgirsomnath@gmail.com' attaching therewith a copy of letter dated 13.8.2026 of Resident Additional Collector, Gir Somnath, Gujarat along with copy of physical inspection report, which is taken on record.

It is stated in the said report that during the year 2026-27, out of total 180 students, no student was from the Christian minority community.

Learned counsel for the petitioner has prayed for time to take instructions from his client. Time prayed for is allowed.

In the interest of justice, list on 30.09.2026.

**DR. SHAHID AKHTER
MEMBER**

MD

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

St. Joseph's Primary School, Una, Gir Somnath, Gujarat-362560.

Vs.

**Director, Primary Education, Dr. Jivraj Mehta Bhawan, 2nd Floor, 12/1,
Gandhinagar, Gujarat.**

Case No. 70 of 2026

18.08.2026

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

An email dated 13.8.2026 has been received from 'collectorgirsomnath@gmail.com' attaching therewith a copy of letter dated 13.8.2026 of Resident Additional Collector, Gir Somnath, Gujarat along with copy of physical inspection report, which is taken on record.

A letter dated 29.7.2026 in Gujarati language has been received from District Primary Education Officer, Gir Somnath, Gujarat along with a copy of physical inspection report, which is also taken on record. The said letter along with copy of physical inspection report has also been received through email dated 28.7.2026 from 'girsomnathdpeo@gmail.com', which is also taken on record.

Office is directed to send letter by post and also by email to the members of the Physical Inspection Committee for sending the original physical inspection report in the prescribed format duly signed by all the members of the physical inspection committee positively before the next date of hearing. Copy of the letter be furnished to the learned counsel for the petitioner to pursue the matter.

In the interest of justice, list on 30.09.2026.

**DR. SHAHID AKHTER
MEMBER**

MD

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

Lalchand Milapchand Dadha School, Opposite Krishi Upaj Mandi, South Block, Bapu Nagar, Phalodi, Jodhpur, Rajasthan-342301.

Vs.

Additional Chief Secretary, Department of Minority Affairs and Waqf, Room No. 2007, Main Building, Secretariat, Jaipur, Rajasthan-302005.

Case No. 73 of 2026

18.08.2026

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

An email dated 7.8.2026 has been received from the Director, Minority Affairs Department, Rajasthan attaching therewith a copy of letter dated 6.8.2026, which is taken on record.

Reply dated 14.5.2026 from Director, Minority Affairs Department, Rajasthan has already been received, which is on record and Commission has passed detailed order dated 8.7.2026 in this regard.

Despite sending letter by post and email to the members of the physical inspection committee, no physical inspection report has been received from them till now.

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

Office is directed to send reminder letter by post and also by email to the members of the Physical Inspection Committee for sending the original physical inspection report in the prescribed format duly signed by all the members of the physical inspection committee positively before the next date of hearing. Copy of the reminder letter be furnished to the learned counsel for the petitioner to pursue the matter.

In the interest of justice, list on 30.09.2026.

**DR. SHAHID AKHTER
MEMBER**

MD

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

18.08.2026

Loyola High School, Chaira, P.O. Mahlisol (Via Dhalbhumgarh), District East Singhbhum, Jharkhand-832302.

Vs.

Director, Primary Education, Department of School Education & Literacy, District-Ranchi, Jharkhand.

Present: Mr. Bibin John, Advocate for the petitioner.

An application has been received by hand on 06.08.2026 through Mr. Bibin John, Advocate for grant of minority status certificate to Loyola High School, Chaira, P.O. Mahlisol (Via Dhalbhumgarh), District East Singhbhum, Jharkhand-832302. It be registered.

2. It transpires from the petition that on 9.10.2025, the petitioner institution has applied for grant of No Objection Certificate to the Director, Primary Education, Department of School Education & Literacy, District - Ranchi, Jharkhand, which was received by the respondent on 13.10.2025. The petitioner has already filed the proof of delivery of track consignment to the respondent.
3. The Director, Primary Education, Department of School Education & Literacy, Government of Bihar has granted No Objection Certificate to the petitioner institution dated 19.5.2026.
4. The petitioner has filed a copy of order dated 10.1.2023 issued by Director, Secondary Education granting permission to the petitioner institution.
5. Petitioner has filed Resolution Passed by the Governing Body to obtain Minority Status Certificate from this Commission.
6. It also transpires from the petition that the petitioner Institute is an unaided institution (Secondary Education).
7. During the academic year 2024-25, out of 782 students, 24 students were from the Christian minority community. In the year 2025-26, out of total 794 students, 27 students were from the Christian minority community and in the year 2026-27, out of total 804 students, 23 students are from the Christian minority community.
8. It transpires from the petition that the amendment in the Memorandum of Association of the petitioner society was done prior to the filing application u/s 10 of NCMEI Act, 2004 before the State Competent Authority.
9. It transpires from the data supplied by the petitioner that the percentage of Christian students is less than State percentage i.e. 4.30%.
10. Leaned counsel for the petitioner seeks leave to withdraw the petition with liberty to file a fresh petition for the same relief. Leave and liberty is granted. Office is directed to return the additional sets, envelope and postage to the learned counsel for the petitioner.

**DR. SHAHID AKHTER
MEMBER**

MD

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

18.08.2026

MS Creative School, H. No. 8-1-366/B/12 & 8-1-366/B/13, Hill Top Towers, Tolichowki, Hyderabad Dt., Telangana-500008.

Vs.

Secretary, Minorities Welfare Department, 'D' Block, Ground Floor, Telangana Secretariat, Hyderabad-500022.

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

An application has been received by hand on 10.08.2026 through Mr. Jose Abraham, Advocate for grant of minority status certificate to MS Creative School, H. No. 8-1-366/B/12 & 8-1-366/B/13, Hill Top Towers, Tolichowki, Hyderabad Dt., Telangana-500008. It be registered.

2. It transpires from the petition that on 27.04.2026, the petitioner institution has applied for grant of No Objection Certificate to the State Competent Authority i.e. Secretary, Minorities Welfare Department, 'D' Block, Ground Floor, Telangana Secretariat, Hyderabad-500022, which was received by the respondent on 30.04.2026. The said petition is still pending as per the petitioner institution. The petitioner has waited sufficiently for period of 90 days as per Section 10 of NCMEI Act, 2004, before filing this petition.

3. The petitioner has already filed the proof of delivery of track consignment to the respondent.

4. The petitioner has filed a copy of letter dated 26.7.2024 issued by Regional Joint Director of School Education, Hyderabad granting renewal of recognition to the petitioner institution from the year 2023-24 to 2032-33.

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

6. It also transpires from the petition that the petitioner Institute is un-aided institution (Secondary).

7. During the academic year 2024-25, out of total 802 students, all the students were from the Muslim minority community. In the year 2025-26, out of total 855 students, all the students were from the Muslim minority community and in the year 2026-27, out of total 808 students, all the students are from the Muslim minority community.

8. It transpires from the petition that amendment in the Trust Deed of the petitioner trust was done prior to the filing application u/s 10 of NCMEI Act. 2004 and also petition before this Commission for grant of Minority Status Certificate.

9. Office is directed to issue notice to the respondent by registered AD and e-mail. Learned counsel for the petitioner is directed to file certified copies of all the relevant documents.

10. List on 30.09.2026.

**DR. SHAHID AKHTER
MEMBER**

MD

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

18.08.2026

MS Future School, H. No. 8-13-52/24, Plot No. 1646/B, 1647/B & 1648/B, Sy. No. 134/20, Shastripuram Colony, Mailardevpally (V), Rajendranagar (M), Rangareddy Dt., Telangana-500005.

Vs.

Secretary, Minorities Welfare Department, 'D' Block, Ground Floor, Telangana Secretariat, Hyderabad-500022.

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

An application has been received by hand on 10.08.2026 through Mr. Jose Abraham, Advocate for grant of minority status certificate to MS Future School, H. No. 8-13-52/24, Plot No. 1646/B, 1647/B & 1648/B, Sy. No. 134/20, Shastripuram Colony, Mailardevpally (V), Rajendranagar (M), Rangareddy Dt., Telangana-500005. It be registered.

2. It transpires from the petition that on 27.04.2026, the petitioner institution has applied for grant of No Objection Certificate to the State Competent Authority i.e. Secretary, Minorities Welfare Department, 'D' Block, Ground Floor, Telangana Secretariat, Hyderabad-500022, which was received by the respondent on 30.04.2026. The said petition is still pending as per the petitioner institution. The petitioner has waited sufficiently for period of 90 days as per Section 10 of NCMEI Act, 2004, before filing this petition.

3. The petitioner has already filed the proof of delivery of track consignment to the respondent.

4. The petitioner has filed a copy of letter dated 20.8.2025 issued by Regional Joint Director of School Education, Hyderabad granting renewal of recognition to the petitioner institution from the year 2025-26 to 2034-35.

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

6. It also transpires from the petition that the petitioner Institute is un-aided institution (Secondary).

7. During the academic year 2024-25, out of total 63 students, all the students were from the Muslim minority community. In the year 2025-26, out of total 99 students, all the students were from the Muslim minority community and in the year 2026-27, out of total 141 students, all the students are from the Muslim minority community.

8. It transpires from the petition that amendment in the Trust Deed of the petitioner trust was done prior to the filing application u/s 10 of NCMEI Act. 2004 and also petition before this Commission for grant of Minority Status Certificate.

9. Office is directed to issue notice to the respondent by registered AD and e-mail. Learned counsel for the petitioner is directed to file certified copies of all the relevant documents.

10. List on 30.09.2026.

**DR. SHAHID AKHTER
MEMBER**

MD

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

18.08.2026

Alay Fatima Hai College of Nursing, Paras HMRI Hospital Campus, Bailey Road, Patna, Bihar-800014.

V/s

Additional Chief Secretary, Department of Education, Government of Bihar.

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

ORDER

Dr. Shahid Akhter, Member, NCMEI

1. This petition has been received on 07.08.2026 by hand through Mr. Junais P., Advocate of the petitioner institution for grant of Minority Status Certificate (in short 'MSC') to Alay Fatima Hai College of Nursing, Paras HMRI Hospital Campus, Bailey Road, Patna, Bihar-800014. It be registered.

2. Learned counsel for the petitioner filed affidavit of Mr. Ahmad Abdul Hai, President of Hai Medicare Research and Educational Foundation Society and the authorized representative of the applicant institution i.e. Alay Fatima Hai College of Nursing, Paras HMRI Hospital Campus, Bailey Road, Patna, Bihar-800014 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 and stating 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.

3. Learned counsel for the petitioner has filed copy of Unique ID No. : BR/2018/0219178 of the petitioner Society as given by the Niti Aayog Portal NGO Darpan, copy of NOC application dated 13.04.2023 submitted before the State Competent Authority i.e. Additional Chief Secretary, Department of Education, Government of Bihar, certified copies of Certificate of Registration, Memorandum of Association, Rules & Regulations, amended Memorandum of Association dated 9.1.2023 and amended Rules & Regulations of the Hai Medicare Research and Educational Foundation Society, copy of order dated 19.3.2025 issued by Indian Nursing Council granting permission to the petitioner institution to conduct B.Sc. (N) course with an intake capacity of 60 seats for the academic year 2025-26, and resolution of the Governing Board of the petitioner society in favour of Dr. Ahmad Abdul Hai, President of Hai Medicare Research and Educational Foundation Society and the authorized representative of the applicant institution for obtaining MSC from this Commission.

4. As per the information supplied by the petitioner institution with regards to students strength, it is mentioned that during the academic year 2023-24, out of 58 students, 23 students were from the Muslim minority community. In the year 2024-25, out of total 60 students, 23 students were from the Muslim minority community and in the year 2025-26, out of total 60 students, 31 students were from the Muslim minority community. It is relevant to mention here that during the academic year 2023-24, out of the total 08 teachers, 01 teacher was from the Muslim minority community and 07 teachers were Hindu. In the academic year 2024-25, out of total 14 teachers, 05 teachers were from the Muslim minority community, 01 teacher was Christian and 08 teachers were Hindu. In the year 2025-26, out of total 20 teachers, 04 teachers were from the Muslim minority community, 01 teacher was Christian and 15 teachers were Hindu.

5. It is stated in the petition that on dated 13.04.2023, the petitioner institution has applied to the State Competent Authority for grant of NOC before the Competent Authority i.e. Additional Chief Secretary, Department of Education, Government of Bihar. The Director (Admn.)-cum-Additional Secretary, Education Department vide order No. 04/V-16-53/2023-1487 dated 18.8.2023 has granted No Objection Certificate to the petitioner institution.

6. Heard the Learned Counsel for the petitioner, perused the pleading of the petition, the documents filed by the petitioner and affidavit of Mr. Ahmad Abdul Hai, President of Hai Medicare Research and Educational Foundation Society and the authorized representative of the applicant institution for obtaining MSC from this Commission. In facts 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.

7. 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 Hai Medicare Research and Educational Foundation 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 Mr. Ahmad Abdul Hai, President of Hai Medicare Research and Educational Foundation Society and authorized representative of petitioner institution.

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 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 Bihar as per the census of 2011 is 16.87%.

9. I have perused the Amended Memorandum of Association of the petitioner Society, which was amended before filing of NOC application U/s 10 of the NCMEI Act, 2004 dated 13.04.2023 and petition for grant of MSC on dated 07.08.2026. So it is clear that the amendment has been done before filing the petition for grant of MSC before this Commission.

10. The amended Memorandum of Association and all the documents filed 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 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.

11. Relying on the said unrebutted evidence produced on behalf of the petitioner, we find and hold that Alay Fatima Hai College of Nursing, Paras HMRI Hospital Campus, Bailey Road, Patna, Bihar-800014 run by Hai Medicare Research and Educational Foundation 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 Muslim minority community.

12. Consequently, Alay Fatima Hai College of Nursing, Paras HMRI Hospital Campus, Bailey Road, Patna, Bihar-800014 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.

13. A minority status certificate be issued accordingly.

14. However, it is made clear that if state Government has any objection in granting MSC in favour of the petitioner institution i.e. Alay Fatima Hai College of Nursing, Paras HMRI Hospital Campus, Bailey Road, Patna, Bihar-800014, the State is free to file an application for cancellation of MSC under Section 12C of the NCMEI Act, 2004.

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

DR. SHAHID AKHTER
MEMBER

MD

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

18.08.2026

**St. Karen's Collegiate School, Jaitipur, Bela, Bihta, Patna, Bihar-801113.
V/s**

**Director Administration-cum-Additional Chief Secretary, Department of
Education, Government of Bihar, Patna.**

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

ORDER

Dr. Shahid Akhter, Member, NCMEI

1. This petition has been received on 13.08.2026 by hand through Mr. Junais P., Advocate of the petitioner institution for grant of Minority Status Certificate (in short 'MSC') to St. Karen's Collegiate School, Jaitipur, Bela, Bihta, Patna, Bihar-801113. It be registered.
2. Learned counsel for the petitioner filed affidavit of Mr. Edward Galstaun, President of The Anglo Indian Educational Society of St. Karen's and the authorized representative of the applicant institution i.e. St. Karen's Collegiate School, Jaitipur, Bela, Bihta, Patna, Bihar-801113 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.
3. Learned counsel for the petitioner has filed copy of Unique ID No. : BR/2025/0918215 of the petitioner Society as given by the Niti Aayog Portal NGO Darpan, copy of NOC application dated 15.07.2023 submitted before the State Competent Authority i.e. Director Administration-cum-Additional Chief Secretary, Department of Education, Government of Bihar, Patna, certified copies of Certificate of Registration, Memorandum of Association, Rules & Regulations, certified copy of amended Memorandum of Association obtained on 8.2.2023 and amended Rules & Regulations of The Anglo Indian Educational Society of St. Karen's, copy of letter dated 15.4.2025 issued by CBSE granting affiliation to the petitioner institution for the period 1.4.2027 to 31.3.2032 and resolution of the Governing Board of the petitioner society in favour of Mr. Edward Galstaun, President of The Anglo Indian Educational Society of St. Karen's and the authorized representative of the applicant institution for obtaining MSC from this Commission.
4. As per the information supplied by the petitioner institution with regards to students' strength, it is mentioned that during the academic year 2024-25, out of 1796 students, 07 students were from the Christian minority community. In the year 2025-26, out of total 1874 students, 08 students were from the Christian minority community and in the year 2026-27, out of total 2071 students, 25 students are from the Christian minority community. It is relevant to mention here that during the academic year 2024-25, out of the total 74 teachers, 06 teachers were from the Muslim minority community, 12 teachers were from the Christian minority community and 56 teachers were Hindu. In the year 2025-26, out of total 77 teachers, 07 teachers were from the Muslim minority community, 12 teachers were from the Christian and 58 teachers were Hindu. In the academic year 2026-27, out of total 80 teachers, 07 teachers are from the Muslim minority community, 11 teachers are from the Christian minority community and 62 teachers are Hindu.

5. It is stated in the petition that on dated 15.07.2023, the petitioner institution has applied to the State Competent Authority for grant of NOC before the Competent Authority i.e. Director Administration-cum-Additional Chief Secretary, Department of Education, Government of Bihar, Patna. The Director, Directorate of Secondary Education, Government of Bihar vide letter dated 20.5.2026 has granted No Objection Certificate to the petitioner institution.

6. Heard the Learned Counsel for the petitioner, perused the pleading of the petition, the documents filed by the petitioner and affidavit of Mr. Edward Galstaun, President of The Anglo Indian Educational Society of St. Karen's and the authorized representative of the applicant institution for obtaining MSC from this Commission. In facts 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.

7. 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 Anglo Indian Educational Society of St. Karen's 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. Edward Galstaun, President of The Anglo Indian Educational Society of St. Karen's and authorized representative of petitioner institution.

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 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 Christian minority community in the State of Bihar as per the census of 2011 is 0.12%.

9. I have perused the Amended Memorandum of Association of the petitioner Society, which was amended before filing of NOC application U/s 10 of the NCMEI Act, 2004 dated 15.07.2023 and petition for grant of MSC on dated 13.08.2026. So it is clear that the amendment has been done before filing the petition for grant of MSC before this Commission.

10. The certified copy of amended Memorandum of Association obtained on 8.2.2023 and all the documents filed 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 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.

11. Relying on the said un rebutted evidence produced on behalf of the petitioner, we find and hold that St. Karen's Collegiate School, Jaitipur, Bela, Bihta, Patna, Bihar-801113 run by The Anglo Indian Educational Society of St. Karen's 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.

12. Consequently, St. Karen's Collegiate School, Jaitipur, Bela, Bihta, Patna, Bihar-801113 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.

13. A minority status certificate be issued accordingly.

14. However, it is made clear that if state Government has any objection in granting MSC in favour of the petitioner institution i.e. St. Karen's Collegiate School, Jaitipur, Bela, Bihta, Patna, Bihar-801113, the State is free to file an application for cancellation of MSC under Section 12C of the NCMEI Act, 2004.

15. In view of the above, the present petition is disposed of in accordance with this order. Record of Case No. 141 of 2026 be tagged with the record of this case.

DR. SHAHID AKHTER
MEMBER

MD