

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

Case No. 64 of 2024

In the matter of :-

**National Public School, East Sy. No. 8/1, Chikkanahalli Village, Varthur Hobli,
Bangalore East Taluk, Bangalore, Karnataka – 560 035.**

..... **Petitioner**

V/s

**Additional Chief Secretary, Education Department (Higher Education), Govt. of
Karnataka, 6th Floor, Multi-Storeyed Building, Bengaluru-560001**

..... **Respondent**

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

ORDER

DATED 18.08.2026

Dr. Shahid Akhter, Member, NCMEI

1. This petition has been received on 31.01.2024 by hand through Mr. Junais P., Advocate of the petitioner institution for grant of Minority Status Certificate (in short 'MSC') to National Public School, East Sy. No. 8/1, Chikkanahalli Village, Varthur Hobli, Bangalore East Taluk, Bangalore, Karnataka – 560 035.
2. Learned counsel for the petitioner filed an affidavit of Ms. Pallavi Jain, Secretary/ Trustee of KG And S Quality Educational Trust in support of the averments made in the petition and also to prove that the beneficiaries of the petitioner institution are members of the Jain minority community and also stating that the petitioner institution 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.
3. Learned counsel for the petitioner has filed copy of Unique ID No. : KA/2019/0236927 of the petitioner Trust as given by the Niti Aayog Portal NGO Darpan, copy of application dated 20.10.2022 sent to the State Competent Authority alongwith postal receipt and its tracking report, notarized copies of Trust Deed alongwith list of founding members of the Rules and Regulations, Amendment of Trust Deed of KG And S Quality Educational Trust on dated 28.03.2019 alongwith list of present members of the said Trust, notarized copy of recognition Certificate dated 02.08.2023, issued by Deputy Director of Public Instruction, Bangalore South District in favour of Ms. Pallavi Jain, Secretary/ Trustee of KG And S Quality Educational Trust for obtaining MSC from this Commission.
4. As per the information supplied by the Physical Inspection Report unaided institution with regard to students strength as on Academic Year 2023-24, it is mentioned that out of total 616 students, 14 students were from the Muslim minority community, 10 students were from the Christian minority community, 02 students were from the Sikh minority community, 17 students were from the Jain minority community and 569 students were Hindu and in academic year 2024-25, it is mentioned that out of total 370 students, 11 students were from the Muslim minority community, 05 students were from the Christian minority community, 03 students were from the Sikh minority community, 16 students were from the Jain minority community and 339 students were Hindu. It is relevant to mention here that in academic year 2023-24, out of total 64 teachers, 03 teachers were from the Christian minority community, 01 teacher was from the Jain minority community, 02 teachers were from the Muslim minority community, 01 teacher was from the Sikh minority community and 57 teachers were Hindu and in academic year 2024-25, out of total 46 teachers, 02 teachers were from the Christian minority community, 03 teachers were from the Sikh minority community, 01 teacher was from the Muslim minority community and 40 teachers were Hindu.
5. It is stated in the petition that on dated 20.10.2022, the petitioner institution has applied to the State Competent Authority for grant of NOC which was received by the State Competent Authority on 25.10.2022 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. Learned counsel for the petitioner has filed application under order VI rule 17 of CPC read with Section 12(2) of the NCMEI Act, 2004 seeking permission to file to amend the original application for Minority Status Certificate along with affidavit before the Commission's office on 14.01.2026, notice of which was sent to the respondent, no reply/response has been received from the respondent. After service of registered notice/email dated 15.03.2024, 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 alongwith recommendation may be obtained from the Committee constituted by this Commission for issuance of MSC to the petitioner institution vide order dated 24.04.2024. After service of letter/emails to the physical inspection committee dated 21.06.2024 and reminders dated 02.09.2024, 22.10.2024, 21.01.2025, 07.04.2025 and 19.05.2026. Physical Inspection Committee, vide letter dated 24.07.2025, has sent Physical Inspection Report which was received by post in the Commission's Office on dated 31.07.2025 and by email on 28.07.2025 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 petitioner, the documents filed by the petitioner and affidavit of Ms. Pallavi Jain, Secretary/ Trustee of KG And S Quality Educational Trust.
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 Jain minority community in the State of Karnataka as per the census of 2011 is 0.72%.
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 Jain minority community and is being administered by KG And S Quality 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 Ms. Pallavi Jain, Secretary/ Trustee of KG And S Quality Educational Trust.
10. I have perused the Trust Deed of the of KG And S Quality Educational Trust which was registered before the Sub-Registrar Basavanagudi Barjapuraj on dated 28.03.2019 which is before the filing of NOC applications U/s 10 of the NCMEI Act, 2004 dated 20.10.2022 and petition for grant of MSC on dated 31.01.2024. 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 Trust Deed dated 28.03.2019 and all the documents produced by the KG And S Quality Educational Trust clearly reflects that the beneficiaries of the petitioner institution are primarily the members of the Jain 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 un rebutted evidence produced on behalf of the petitioner, we find and hold that National Public School, East Sy. No. 8/1, Chikkanahalli Village, Varthur Hobli, Bangalore East Taluk, Bangalore, Karnataka – 560 035.run by KG And S Quality 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.

13. Consequently, National Public School, East Sy. No. 8/1, Chikkanahalli Village, Varthur Hobli, Bangalore East Taluk, Bangalore, Karnataka – 560 035.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 **Tuesday, 18th day of August, 2026.**

DR. SHAHID AKHTER
MEMBER

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