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

Case No. 07 of 2025

In the matter of :-

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

…….. Petitioner

V/s

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

..…… Respondent

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

ORDER

DATED 14.10.2026

Dr. Shahid Akhter, Member, NCMEI

1. This petition has been received on 04.12.2024 by hand through Mr. Junais P., Advocate of the petitioner institution for grant of Minority Status Certificate (in short 'MSC') to Ursuline English Medium School, Amritpur, Khunti, Jharkhand – 835210.

2. Learned counsel for the petitioner filed an affidavit of Eve Justina Romould, President of Khunti Ursuline 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. He has also filed separate affidavit of Eve Justina Romould stating therein that the petitioner institution shall not deny admission of eligible candidate of the Christian minority community subject to the eligibility of the students and availability of the accommodation in the petitioner institution.

3. Learned counsel for the petitioner has filed notarized copy of Unique ID No. : JH/2017/0171935 of the petitioner Society as given by the Niti Aayog Portal NGO Darpan, Original copy of application dated 21.03.2024 by hand to the State Competent Authority, Certified Copies of Certificate of Registration, Memorandum of Association alongwith list of founding members, Rules & Regulations, Amended Memorandum of Association alongwith list of present members of the Khunti Ursuline Society, notarized copy of order dated 24.07.2023 issued by Chairman, CISCE granting affiliation to the unaided petitioner institution and original resolution of the General Body of the Society in favour of Eve Justina Romould, President of Khunti Ursuline Society for obtaining MSC from this Commission.

4. As per the information supplied in the physical Inspection Report to unaided institution with regard to students strength as on Academic Year 2025-26, it is mentioned that out of total 1522 students, 110 students were from the Muslim minority community, 483 students were from the Christian minority community and 929 students were Hindu and in the year 2026-27, it is mentioned that out of total 1469 students, 100 students were from the Muslim minority community, 454 students were from the Christian minority community and 915 students were Hindu. It is relevant to mention here that during the academic year 2025-26, out of the total 34 teachers, 02 teachers were from the Muslim minority community, 30 teachers were from the Christian minority community and 02 teachers were

Hindu and in the academic year 2026-27, out of the total 33 teachers, 01 teacher was from the Muslim minority community, 30 teachers were from the Christian minority community and 02 teachers were Hindu.

5. It is stated in the petition that on dated 21.03.2024, the petitioner institution has applied to the State Competent Authority for grant of NOC which was received by the State Competent Authority on 21.03.2024 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 17.01.2025 and 19.03.2025, Director, Primary Education, Department of School Education & Literacy has sent a letter dated 17.03.2025 stating therein seek adjournment on the ground of ongoing session of Jharkhand Legislative Assembly, which is already taken on record. 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 05.05.2025. After service of letter/emails to the physical inspection committee dated 28.03.2025 and reminders dated 13.05.2025, 22.08.2025, 08.10.2025, 04.12.2025, 27.02.2026, 17.04.2026 and 20.07.2026, Physical inspection committee failed to send a proper reply to the Commission. Accordingly, the case was proceeded ex-parte against them in terms of order dated 09.07.2026. As per census of India report of 2011 percentage of Christian minority community in the state of Jharkhand is 4.30%. As per the information supplied by petitioner institution that in the academic year 2026-27, out of the total 1469 students, 454 students were from the Muslim minority community, which is 30.90% the total student which is more than the state census of 2011 i.e. 4.30%.

7. Heard the Learned Counsel for the petitioner, perused the pleading of the petition, the documents filed by the petitioner and affidavit Eve Justina Romould, President of Khunti Ursuline 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 Jharkhand as per the census of 2011 is 4.30%.

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 Khunti Ursuline 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 Eve Justina Romould, President of Khunti Ursuline Society.

10. I have perused the Amended Memorandum of Association of the petitioner institution, which was registered before the Inspector General of Registration, Jharkhand, on dated 05.08.2016 which is before the filing of NOC applications U/s 10 of the NCMEI Act, 2004 dated 21.03.2024 and petition for grant of MSC on dated 04.12.2024. 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 05.08.2016 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 Ursuline English Medium School, Amritpur, Khunti, Jharkhand – 835210 run by Khunti Ursuline 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, Ursuline English Medium School, Amritpur, Khunti, Jharkhand – 835210 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, 14th Day of October, 2026.**

DR. SHAHID AKHTER
MEMBER

DSS