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

Case No. 228 of 2026

In the matter of :-

Almas College of Nursing, Puthur Post, Kottakkal, Malappuram, Kerala - 676503

…….. Petitioner

V/s

Director, Directorate of Minority Welfare, Government of Kerala, 4th Floor, Vikas Bhavan, Thiruvananthapuram, Kerala – 695 033

..…… Respondent

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

ORDER

DATED 27.10.2026

Dr. Shahid Akhter, Member, NCMEI

1. This petition has been received on 05.10.2026 by hand through Mr. Junais P., Advocate of the petitioner institution for grant of Minority Status Certificate (in short 'MSC') to Almas College of Nursing, Puthur Post, Kottakkal, Malappuram, Kerala - 676503.

2. Learned counsel for the petitioner filed affidavit of Dr. Ahamed Kabeer P., Managing Trustee of Almas Medical Educational and Charitable Trust and the authorized representative of the applicant institution i.e. Almas College of Nursing, Puthur Post, Kottakkal, Malappuram, Kerala - 676503 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. : KL/2018/0208868 of the petitioner Trust as given by the Niti Aayog Portal NGO Darpan, copy of NOC application dated 25.11.2025 submitted before the State Competent Authority i.e. Director, Directorate of Minority Welfare, Government of Kerala, notarized copies of Trust Deed alongwith list of founding members, Amended Trust Deed alongwith list of present members of the Almas Medical Educational and Charitable Trust, downloaded copy of order dated 22.06.2026 issued by the Assistant Registrar - II, Kerala University of Health Sciences granting affiliation to the unaided petitioner institution and resolution of the General Body of the Trust in favour of Dr. Ahamed Kabeer P., Managing Trustee of Almas Medical Educational and Charitable Trust 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 total 240 students, 168 students were from the Muslim minority community, 08 students were from the Christian community and 64 students were Hindu. In the academic year 2025-26, out of total 240 students, 186 students were from the Muslim minority community, 03 students were from the Christian community and 51 students were Hindu and in the academic year 2026-27, out of total 240

students, 186 students are from the Muslim minority community, 03 students are from the Christian community and 51 students are Hindu. It is relevant to mention here that during the academic year 2024-25, out of the total 45 teachers, 15 teachers were from the Muslim minority community, 06 teachers were from the Christian minority community and 24 teachers were Hindu. In the academic year 2025-26, out of the total 47 teachers, 16 teachers were from the Muslim minority community, 06 teachers were from the Christian minority community and 25 teachers were Hindu and in the academic year 2026-27, out of the total 47 teachers, 16 teachers are from the Muslim minority community, 06 teachers are from the Christian minority community and 25 teachers are Hindu.

5. It is stated in the petition that on dated 25.11.2025, the petitioner institution has applied to the State Competent Authority for grant of NOC before the Competent Authority i.e. Director, Directorate of Minority Welfare, Government of Kerala and the Competent authority vide order No. MWD/1171/2025-MSC dated 04.08.2026 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 Dr. Ahamed Kabeer P., Managing Trustee of Almas Medical Educational and Charitable Trust 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 Almas Medical Educational and Charitable 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 Dr. Ahamed Kabeer P., Managing Trustee of Almas Medical Educational and Charitable Trust 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 Kerala as per the census of 2011 is 26.56%.

9. The Amended Trust Deed of the said trust 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 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.

10. Relying on the said unrebutted evidence produced on behalf of the petitioner, we find and hold that Almas College of Nursing, Puthur Post, Kottakkal, Malappuram, Kerala – 676503 run by Almas Medical Educational and Charitable 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.

11. Consequently, Almas College of Nursing, Puthur Post, Kottakkal, Malappuram, Kerala – 676503 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.

12. A minority status certificate be issued accordingly.

13. However, it is made clear that if state Government has any objection in granting MSC in favour of the petitioner institution i.e. Almas College of Nursing, Puthur Post, Kottakkal, Malappuram, Kerala - 676503, the State is free to file an application for cancellation of MSC under Section 12C of the NCMEI Act, 2004.

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

Signed, pronounced and published on **Tuesday, 27th of October, 2026.**

DR. SHAHID AKHTER
MEMBER

DSS