

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

**Charu Singh Rathore, R/o Flat No. 36, Harsukh CGHS Ltd., Plot 4,
Sector-7, Dwarka, New Delhi- 110 075.**

Vs.

- 1. Manager, Victoria Girls Senior Secondary School, 6, Rajpur Road, Delhi- 110 054.**
- 2. Chairman, Diocese of Delhi, Church of North India, 1, Church Lane, North Avenue, New Delhi- 110 001.**
- 3. Director of Education, Directorate of Education, Government of NCT of Delhi, Old Secretariat Building, Civil Lines, Delhi- 110 054.**

Unregistered Case

18.03.2025

Present: Mr. Anuj Aggarwal, Advocate for the complainant.

Mr. Anuj Aggarwal, Advocate appeared on behalf the complainant and argued the case for cancellation of minority status certificate granted to Victoria Girls Senior Secondary School, 6, Rajpur Road, Delhi- 110 054 in Case No. 452 of 2008.

Section 12C of the NCMEI Act, 2004 reads as under:

“12C. Power to cancel.—The Commission may, after giving a reasonable opportunity of being heard to a Minority Educational Institution to which minority status has been granted by an authority or Commission, as the case may be, cancel such status under the following circumstances, namely:-

(a) if the constitution, aims and objects of the educational institution, which has enabled it to obtain minority status has subsequently been amended in such a way that it no longer reflects the purpose or character of a Minority Educational Institution;

(b) if, on verification of the records during the inspection or investigation, it is found that the Minority Educational Institution has failed to admit students belonging to the minority community in the institution as per rules and prescribed percentage governing admissions during any academic year.

Learned counsel for the petitioner has filed copy of extract of judgment passed by Hon'ble Supreme Court in Civil Appeals No. 5041 of 2005 & Ors. in the case of P.A. Inamdar and Others Versus State of Maharashtra and Others before the Court of the Commission, which is taken on record.

Learned counsel for the petitioner has argued on the point that the percentage of Christian students in the respondent institution is not reasonable.

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.

Accordingly, the complaint be registered.

Office is directed to issue notice to the respondents by registered AD and email.

In the interest of justice, list on 24.07.2025.

**DR. SHAHID AKHTER
MEMBER**

MD