

**By Special Messenger**

**Directorate of Collegiate Education, Chennai-06**

From,  
Thiru.K.Vivekanandan, IAS.,  
Director of Collegiate Education(FAC),  
Directorate Collegiate Education,  
Chennai-06.

To,  
The Secretary,  
Loyola College,  
Olaipadi Village, Vettavalam,  
Thiruvannamalai-606 754.

**R.C.No :518/R1/2015 Dated :08.12.2020**

Sir,

**Sub:** Higher Education-Collegiate Education-Self Financing Colleges-  
Loyola College, Thiruvannamalai-W.P.No.18339 of 2019-Conferment  
of Religious (Christian) **minority status -orders issued-Reg.**

**Ref:** 1. Orders Hon'ble High Court of Madras dated 31.07.2019 in  
W.P.No. 18339 of 2019.  
2. G.O.Ms.No.178 Higher Education (E1) Department  
dated:07.12.2020.

I am to state that the Government in their order cited have accorded conferment of Religious (Christian) Minority status to Loyola College, Olaipadi Village, Vettavalam, Thiruvannamalai District run by Ahal Jesuit Society, Thiruvannamalai. I enclose a copy of the Government order marked to you.

I request you to acknowledge receipt of the Government order.

(Sd)  
Thiru.K.Vivekanandan, IAS.,  
Director of Collegiate Education(FAC)

//True Copy forwarded//By Order//

*Am - [Signature] 8/12/2020*  
for Director of Collegiate Education(FAC)

*Y.S.S.  
8.12.2020*

*4  
8/12*



## ABSTRACT

Self Financing Colleges – Loyola College, Tiruvannamalai run by Ahal Jesuit Society, Tiruvannamalai – Conferment of Religious (Christian) Minority Status to the college for a period of five years from 2016-17 to 2020-2021 - Orders - Issued.

### Higher Education (E1) Department

G.O.(Ms) No.178

Dated: 07.12.2020

ஸ்ரீ சார்வரி வருடம், கார்த்திகை-22  
திருவள்ளூர் ஆண்டு, 2051  
Read:-

1. G.O.(Ms) No.270, Higher Education (J1) Department, dated:17.06.1998.
2. Judgment of Supreme Court of India, dated.17.10.1994 and 31.10.2002 in W.P.(Civil) No.317/1993 in T.M.A. Pai Foundation and Others –Vs-State of Karnataka and others
3. G.O.(Ms).No.48, Higher Education (E1) Department, dated :12.03.2007.
4. From the Director of Collegiate Education, Chennai-6, letter Rc.No.49214/R1/2009, dt.2.9.2015.
5. Orders of the Hon'ble High Court of Madras, dated 31.07.2019 in W.P. No. 18339 of 2019.

### ORDER:-

In the reference second read above, the Hon'ble Supreme Court of India, in it's order, dated:17-10-1994 in I.A.No.20 in W.P.(C).No.317 of 1993, filed by TMA Pai Foundation and others, has stayed the operation of all the decrees / orders, which might have been given by any Civil Court in respect of the minority status to the Institutions concerned and directed that the institutions, claiming minority status, shall approach the Government for a declaration, that they are minority institutions and till such time, the Government issue an order declaring that it is a minority institution, they cannot operate as Minority Institutions. The 11 Judges Constitution Bench of the Supreme Court of India, in it's judgment dated: 31-10-2002 in the same case, has laid down certain laws relating to aided / unaided Minority / non-minority educational institutions. However, with regard to the framing of 'indicia' for treating an educational institution as a Minority institution, the Supreme Court has held that it will be dealt with by a Regular Bench.



2. The Director of Collegiate Education, in his letter fourth read above, has stated that the Loyola College, Thiruvannamalai is administered by Ahal Jesuit Society, Thiruvannamalai which is registered in Thiruvannamalai Registrar Office in Registration S.No.108/2007 dated.24.7.2007 and the supplementary deed of the Trust was registered in same number on 6.8.2012 that 7 members are appointed in the above trust and Thiruvalluvar University has granted affiliation to the college, vide No.TU/R/Affln/New Arts and Science College / 2009-2010/A928, dated.24.6.2009, No.TU/R/Arts and Science College / New Courses / 2010-2011/A.1752, dated.19.7.2010 and No.TU/R/Continuation of Affiliation/ 2010-2011/A.1863, dated.02.8.2010. He has furnished the following particulars/ documents for perusal of Government:-

- i) Copy of Supplementary bye laws of Ahal Jesuit Society mentioning clearly "to establish maintain take over the management administration or running of any educational institutions such as Schools, Colleges, Vocational training centers engaged in imparting education to students upto any level that may be found necessary or desirable more particularly for the people belonging to the INDIAN CHRISTIAN COMMUNITY"
- ii) Copy of Community Certificates/ SSLC /Baptism Certificate / Transfer Certificate of present members of the Ahal Jesuit Society that they belongs to Christian Community.
- iii) Registered Copy of Trust Deed of Ahal Jesuit Society under the Societies Registration Act, 27/1957.
- iv) The College Management has admitted 41%, 27.3%, 27.5% and 31.1% of minority students in the academic years 2011-12 to 2014-15.

3. The Director of Collegiate Education has recommended for conferment of minority status to Loyola College run by Ahal Jesuit Society, Thiruvannamalai district and requested orders of Government.

4. The Secretary Loyola college has filed a writ petition No.18339 of 2019 before Hon'ble High Court of Madras , wherein the Hon'ble Court in it's order dated 31.07.2019 has given the following direction:-

xxxx      xxxx      xxxx

this court, issue writ of Mandamus as sought in the Writ Petition, directing the 1<sup>st</sup> respondent therein to consider the memorandum sent by the petitioner herein for seeking minority status and pass appropriate orders, within a period of four weeks from today.

Accordingly, the writ petition is disposed of. No costs. Consequently connected miscellaneous petition is closed."



5. The Government have examined the proposal of the Director of Collegiate Education based on the Government Orders first and third read above and the orders of the Hon'ble High Court of Madras in the reference fifth read above in detail and decided to confer religious (Christian) minority status to the Loyola College, Thiruvannamalai District run by Ahal Jesuit Society, Thiruvannamalai. Accordingly, the Government confer Religious (Christian) minority status to Loyola College, Thiruvannamalai District for a period of **five years** from 2016-17 to 2020-21, subject to the ultimate guidelines that are to be laid down in the 'Indicia' to be framed by the Regular Bench of Supreme Court of India for treating an educational institution as a minority institution and subject to the following conditions stipulated in the order third read above:-

- i) The Director of Collegiate Education or Regional Joint Director of Collegiate Education concerned should conduct annual inspection of the institution.
- ii) If the Minority Institution by Commission or omission of any action does anything against the minority status, the Head of the Department shall bring it to the notice of the Government for withdrawal of the minority status and the Government may take further necessary action for withdrawal of the minority status after giving an opportunity to the institution concerned.

(By order of the Governor)

Apoorva  
Principal Secretary to Government

To  
The Director of Collegiate Education, Chennai-6.  
The Regional Joint Director of Collegiate Education, Vellore.  
The Secretary, Loyola College, Olaijadi Village, Vettavalam, Thiruvannamalai - 606 754.  
The Registrar, Thiruvalluvar University, Vellore.  
Copy to :  
The Special Personal Assistant to Hon'ble Minister for Higher Education, Chennai-9.  
The Personal Assistant to Principal Secretary to Government,  
Higher Education Department, Chennai -9.  
Sc/sf

//Forwarded/ By order//

ச. க. கிருஷ்ணன்  
7/12/2020  
Section Officer  
7/12/2020