

Court No. - 10

Case :- WRIT - C No. - 35470 of 2023

Petitioner :- Mukesh Kumar Yadav

Respondent :- State Of U.P. And 2 Others

Counsel for Petitioner :- Sheshmani Vishwakarma

Counsel for Respondent :- C.S.C.

Hon'ble Kshitij Shailendra,J.

1. Heard Sri B.D. Pandey, holding brief of Sri Sheshmani Vishwakarma, learned counsel for the petitioner and the learned Standing Counsel for the State-respondents.
2. The grievance of the petitioner is that though in the Transfer Certificate issued by an Institution run by Basic Education Board, his date of birth is recorded as 10.05.1996 and the same date is mentioned in Transfer Certificate as well as in the Certificate of Intermediate Examination passed in 2013, however, in the High School Certificate, different date of birth i.e. 08.7.1995 is entered.
3. The petitioner claims to have submitted an application dated 22.07.2013 before the Principal of the Institution and it appears that certain verification was done at that time and there is a recommendation of the District Inspector of Schools for correction of date of birth.
4. I find that the authorities had forwarded the matter to the Regional Secretary of the Board.
5. It is contended that no decision has been taken by the Board.
6. Learned Standing Counsel submits that the claim of the petitioner is highly barred by limitation as provided under Chapter III Rule 7 of Regulations framed under U.P. Intermediate Education Act, 1921 by which such correction can be made within three years.
7. Be that as it may, in the case the Board has received the application within the period of limitation prevailing at that time, it shall proceed to the aforesaid application and shall take a decision in the matter within a period of **three months** from the date a certified copy of this order is produced before the Board along with necessary documents.

8. The petition stands **disposed of**.

Order Date :- 13.10.2023

AKShukla/-