

IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

CWP No. 5569 of 2014

Date of decision: 15.01.2015

Harmanjeet Singh

... Petitioner

versus

CBSE and another

.... Respondents

**CORAM: HON'BLE MR. JUSTICE K. KANNAN**

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Present: Mr. D.S. Khurana, Advocate, for the petitioners.

Mr. Sandeep Jasuja, Advocate, for respondent No.2.

**K.Kannan, J.**

Reply not filed.

Counsel appearing on behalf of the petitioner seeks for further time, I declined to grant that relief.

The petition is for rectification of the date of birth as entered in the school leaving certificate in the Secondary School Examination Mark Sheet issued for session 2010-2012 (sic) as 09.01.1997. According to the petitioner the birth certificate has entered as his date of birth is 09.08.1996 which is also the date which has been entered in the school records from where he was studying and from where he took the examination. The petitioner would refer to the application for admission in the Class X as entered in the school records as 09.08.1996. Rectification is possible under the Board Regulations if there was a clerical mistake in entering the details found in the school records while incorporating them in examination result sheet. There is an obvious mismatch of the date of birth on what is entered in the birth certificate and the school records on the one hand and the examination result card issued by CBSE on the other. It is evidently a clerical mistake which is bound to be corrected. To the

notice issued prior to the writ petition, the 1<sup>st</sup> respondent has replied stating that the modification cannot be made after five years. The modification sought is well within the five year period and even the reason adduced for rejection of the petitioner's request was not tenable.

The writ petition is allowed and the impugned order dated 20.09.2013 Annexure P9 is quashed. There shall be a mandamus directing the 1<sup>st</sup> respondent to carry out the correction in the date of birth in the Secondary School Examination (Class X) session results issued by substituting the date of birth as entered as 09.01.1997 for 09.08.1996 which is the correct date of birth.

The exercise shall be done, within four weeks, from the date of receipt of copy of this order.

15.01.2015  
Kumud

**(K.KANNAN)**  
**JUDGE**