

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

Civil Writ Petition No.15021 of 2013

Date of decision: 29.7.2016

Shubham Singh

...Petitioner

Versus

Central Board of Secondary Education and others

...Respondents

CORAM: HON'BLE MR.JUSTICE G.S.SANDHAWALIA

Present: Mr. Arvind Rajotia, Advocate for the applicant-petitioner.

Mr. Harsh Aggarwal, Advocate for respondents no.1 to 3.

Mr. Rose Gupta, Advocate for respondent no.4.

G.S.SANDHAWALIA, J. (Oral)

The petitioner seeks correction of date of birth from 28.10.1995 to 25.1.1996 in the secondary school examination certificate (Annexure P/3) issued on 1.6.2011.

The claim is based on the birth certificate issued by the Health Department registered on 18.3.2010 (Annexure P/5).

It is the case of the petitioner that even respondent no.4-school had sought correction on 25.5.2013 (Annexure P/4) and no action had been taken. The petitioner thereafter had represented on 3.6.2013 (Annexure P/8). The petitioner had earlier approached this Court by way of filing Civil Writ Petition No.12404 of 2013 which was dismissed as withdrawn on 30.5.2013 (Annexure P/7) with liberty to approach respondents.

In reply filed by the respondent-Board, it has been averred that a letter had been written to the school to provide three documents and that the reply thereof was awaited. The particulars had been mentioned at the time of registration with the Board for Class IX and in such circumstances

the date of birth had been mentioned as 28.10.1995. It is further averred that matter was under process and the Board has sent a letter to the respondent no.4-school for providing three documents as per letter dated 10.7.2013 (Annexure R/3).

A period of almost three years has expired since the written statement was filed but it is apparent that the respondent-Board has not acted upon the representation and neither made any fresh communication to respondent no.4 school or the petitioner as to whether any further document is required.

In such circumstances, the present writ petition is disposed of with a direction to the respondent-Board to act upon and decide the representation dated 3.6.2013 (Annexure P/8) within a period of four weeks from the date of receipt of certified copy of this order. In case any adverse order is to be passed then a reasoned order be passed by the said respondent and be conveyed to the petitioner.

July 29, 2016
Pka

(G.S.SANDHAWALIA)
Judge

Whether speaking/reasoned

Yes/No

Whether reportable:

Yes/No