

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

CWP No.13221 of 2016

Decided on: 30.11.2016

Harmandeep Singh

.... Petitioner

Versus

Central Board of Secondary Education and others

..... Respondents

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

Present: Mr. GPS Bal, Advocate,
for the petitioner.

Mr. N.K. Setia, Advcoate,
for respondents No.1 and 2.

None for respondent No.3.

Mr. S.K. Sandhir, Advocate,
for respondent No.4.

G.S. Sandhawalia, J. (Oral)

The petitioner seeks the quashing of the order dated 03.06.2016 (Annexure P-8) whereby, the request of correction of name of the father of the petitioner has been declined by respondent-Board on the ground that the correction has not been initiated within one year of declaration of result. The correction which is sought in the certificate dated 20.05.2014 (Annexure P-2) is to the extent that the name of the father is shown as Jasbir Singh instead of Jasvir Singh.

It is pertinent to notice that the petitioner has placed reliance upon the date of birth certificate registered on 15.03.1998 (Annexure P-6) whereby, his father's name was shown as Jasvir Singh.

It is his case that initially he was studying with DPS Public School at Fatehgarh Sahib from 2003 to 2005 and there also the name of the father was Jasvir Singh, as per certificate (Annexure P-1). While taking admission in respondent No.4-School even in the admission form, the name was shown as Jasvir Singh (Annexure P-5) on 02.01.2006. The mistake, however, seems to have occurred at the point of time when the list of candidates was sent to the board by the respondent-School which would be clear from the check list (Annexure R-4/1).

It is apparent that even at that point of time, the student had sought to make correction, but thereafter cut out the correction also. In the checklist, the name was mentioned as Jasveer. However, as noticed in the certificate issued by the Board, the spellings have been mentioned as Jasbir. On the certificate being issued by the Board, it is apparent that correction was sought through the school-respondent No.4 by the petitioner while filing application (Annexure P-3) which was duly verified on 18.05.2016 (Annexure P-4) and which has led to the denial as noticed above.

The correction, which is sought, is apparently a clerical error as such and it is only the change in spelling which would not change the name of the father and it is only a matter as to how it is to be pronounced. The birth certificate issued by the Chief Registrar (Births & Deaths) (Annexure P-6) has a high evidentiary value, which was registered on 15.03.1998, eight days from the birth of the petitioner. Only because a mistake has been committed while filing the list of candidates by the school while forwarding the names to the

Board would not disentitle the petitioner to seek correction in the name of the father.

Accordingly, the present writ petition is allowed and the order dated 03.06.2016 (Annexure P-8) is quashed. The respondent-Board is, accordingly, directed to correct the name of father of the petitioner in the Secondary School Examination Certificate dated 20.05.2014 (Annexure P-2), as Jasbir Singh. The petitioner shall surrender the original certificate (Annexure P-2) and a fresh one will be issued by the Board by making necessary corrections. It will be open to the Board to incorporate the fact that there is a correction made in the spelling in the father's name, for the purposes of maintaining proper record. Needful be done within a period of two months from the receipt of a certified copy of this order.

(G.S. SANDHAWALIA)
JUDGE

30.11.2016
Dinesh

Whether speaking/reasoned	:	Yes/No
Whether Reportable	:	Yes/No