

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

Civil Writ Petition No.17438 of 2015

Date of decision: 4.11.2016

Shakti Singh

...Petitioner

Versus

Central Board of Secondary Education and others

...Respondents

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

Present: Mr. Sandeep Singal, Advocate for the petitioner.

Mr. Nitin Kant Setia, Advocate for respondents no.1 and 2.

G.S.SANDHAWALIA, J. (Oral)

The petitioner seeks correction in his date of birth in consonance with the birth certificate dated 6.8.2015 (Annexure P/2) wherein his date of birth is mentioned as 25.10.1994. The said certificate had also been registered on the same date. Respondent no.3-school had rejected his case on the ground that school is not empowered to change his date of birth.

The petitioner has placed on record communication dated 23.9.2015 (Annexure P/5) vide which request has been made to the respondent-Board for the necessary relief. The said representation was also filed during pendency of the present writ petition but before the reply has been filed on behalf of the respondent-Board. It is thus apparent that no action has been taken on the same on merits by the respondent-Board.

Accordingly, the present writ petition is disposed of with a direction to the respondent Board to decide the said representation (Annexure P/5) in accordance with law keeping in mind the observations of

the Division Bench in **Ambika Kaul Vs. Central Board of Secondary Education and others 2015(2) Law Herald (Punjab and Haryana) 2181.**

The respondent-Board shall also consider all the documents which have been appended in support of the writ petition. It is open to the respondent-Board to call for any other necessary document(s), if so required.

Let necessary exercise shall be completed within a period of three months from the date of receipt of certified copy of this order.

November 04, 2016
Pka

(G.S.SANDHAWALIA)
Judge

Whether speaking/reasoned

Yes/No

Whether reportable:

Yes/No