

HIGH COURT OF CHHATTISGARH, BILASPUR

WPS No. 3008 of 2017

Smt. Sarita Jain (Sarita Sao) D/o Late Prem Chand Jain Aged About 52 Years R/o Harampara Post Geedam, District South Bastar Dantewada, Chhattisgarh, Working As- Upper Class Head Master At Higher Primary School Kartipara Post Geedam District South Bastar, Dantewada, Chhattisgarh

---- Petitioner

Versus

1. State Of Chhattisgarh Through- Its Secretary, Department Of Education Mantralay, P.S. Rakhi, Tahsil Arang, Naya Raipur, District Raipur, Chhattisgarh
2. The Collector, Dantewada, Collector Office P.S. Dantewada, District South Bastar, Dantewada, Chhattisgarh
3. The District Education Officer, Dantewada Post Dantewada, District South Bastar, Dantewada, Chhattisgarh
4. Block Education Officer, Geedam Post Geedam District South Bastar, Dantewada, Chhattisgarh

---- Respondents

Shri P.K.Tulsyan, counsel for the petitioner/s.
Shri S.P.Kale, Addl. A.G. for the State.

Hon'ble Shri Justice Manindra Mohan Shrivastava

Order On Board

13/07/2017

Learned counsel for the petitioner submits that she is the daughter of one Late Prem Chand Jain and right from the beginning, her surname was 'Jain'. In the Matriculation certificate, the surname of the petitioner was recorded as 'Jain'. When the petitioner was inducted into service, her surname was recorded as 'Jain'. Later on, the petitioner made an application for changing her surname to 'Sao' which was accepted and her surname was changed to 'Sao'.

2. Now, when the petitioner again want to retain her old surname and again applied for change of her surname, for this time, her application has not been accepted by saying that the petitioner should obtain declaratory decree from the

Court.

3. In the present case, right from the beginning, surname of the petitioner was recorded as 'Jain' as also at the time of joining service. If the petitioner again wants to change her surname into 'Jain', there should be no requirement of any declaratory decree from the Court.

4. The impugned order is, therefore, set aside. The petition is allowed. The respondent / District Education Officer is directed to carry out necessary correction as prayed by the petitioner.

Sd/-
(Manindra Mohan Shrivastava)
Judge