

Sr.No.219

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

**CWP No. 17288 of 2016
Date of decision:22.05.2017**

Jaswinder Kaur

.....Petitioner

versus

State of Punjab and others

.....Respondents

Coram: Hon'ble Mr.Justice Rakesh Kumar Jain

Present: Mr. Sarju Puri, Advocate
for the petitioner.

Mr. Amit Chaudhary, Addl.AG, Punjab.

Mr. D.S.Bhinder, Advocate
for respondent No.3.

Rakesh Kumar Jain, J.(Oral)

This petition is filed for seeking a direction for correction in the date of birth of the petitioner from 1.4.1986 to 10.4.1986 in the record of the Punjab School Education Board.

After notice, respondent has filed reply alongwith a notification dated 18.02.2014 which reads as under:-

“4(ii) The application for correction in date of birth or father's name or mother's name shall ordinarily reach the Board's office within two years from date of declaration of result of the board's examination. However, the chairman or any other officer not below the rank of secretary authorized by him may condone the delay after two years but not beyond five years from the date of declaration of result of the last examination passed by the concerned candidate on sufficient and reasonable grounds. Such an

*applicant shall pay an additional fee Rs. 500/-
per year for the delay.”*

Counsel for the respondent has submitted that the result of the petitioner was declared in the year 2003, therefore, as per the aforesaid notification, the correction can not be ordered as it is barred by time. However, at the same time, it is submitted that the Punjab School Education Board issues from time to time notifications to deal with such like difficulty which is being faced by the students to entertain the applications, over and above the notification dated 18.02.2014. It is submitted that in case such a notice is issued, the petitioner may apply and her application may be considered.

Learned counsel for the petitioner has failed to cite any law to the contrary that notification dated 18.02.2014 can be ignored or overlooked.

Be that as it may, at this juncture, petitioner can not be granted relief . However, liberty is granted to the petitioner to apply for the purpose of seeking correction of date of birth, in case the respondent board issues any notice inviting applications from the applicant.

In view thereof, the present petition is hereby disposed of.

22nd May, 2017

Shivani Kaushik

**[Rakesh Kumar Jain]
Judge**

Whether speaking/reasoned

Yes/No

Whether Reportable

Yes/No