

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP No. 27201 of 2016
Date of decision : 18.05.2017

Kinshuk Thaman

.....Petitioner

versus

CBSE and others

.....Respondents

Coram: Hon'ble Mr. Justice Rakesh Kumar Jain

Present: Mr. Pankaj Bali, Advocate
for the petitioner

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

Rakesh Kumar Jain, J.(Oral)

This petition is filed for issuing a writ in the nature of certiorari for quashing order dated 26.10.2016, passed by the Central Board of Secondary Education (for short 'the Board') by which application filed by the petitioner seeking correction in the name of his father from Ram Kumar Thaman to Ram Kumar has been rejected.

In short, the petitioner Kinshuk Thaman got admission in respondent No. 3 school in pre-nursery in the year 2003. At that time the name of his father was mentioned as Ram Kumar Thaman instead of Ram Kumar. It is submitted that in the certificate issued by the Board of Class 10th, his father's name was mentioned as Ram Kumar Thaman instead of Ram Kumar, whereas his father's name in his official record, as he is a Police Constable, is Ram Kumar. It is submitted that because of the said reason the application was filed so that the name of the petitioner's father in the petitioner's record shall match with the record maintained by his father. It is also submitted that an application was filed by the petitioner to the School in which he had been studying for correction in the name of his father from Ram Kumar Thaman to Ram Kumar.

Learned counsel for the respondent submitted that the application was rejected because there was cutting in the school record.

I have heard learned counsel for the parties and after examining the record, am of the considered opinion that the Board maintains the record on the basis of record sent by the school of the pupil and since the school record has been changed, therefore, there should not be any difficulty with the Board in incorporating the name of the petitioner's father as per the corrected school record, in the DMC of the petitioner of 10th class. Thus, in view thereof the present petition is allowed and the impugned order is set aside and direction is issued to the Board to make necessary correction in the DMC of 10th class of the petitioner by removing Thaman from the name of petitioner's father name and the same be corrected as Ram Kumar. The necessary correction shall be done within a period of one month and it should be provided in certificate that the correction has been made under the order of the Court.

18th May, 2017
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[Rakesh Kumar Jain]
Judge

<i>Whether Speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>