

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CIVIL WRIT PETITION NO.18396 OF 2018

DATE OF DECISION: DECEMBER 10, 2018

Harpinder Pal Singh

.....Petitioner

Versus

Central Board of Secondary Education and others

.....Respondents

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA

Present: Mr.Vivek K.Thakur, Advocate for the petitioner.

Mr.Kannan Malik, Advocate for respondents 1 and 2.

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TEJINDER SINGH DHINDSA, J.

Petitioner filed the instant writ petition assailing order dated 4.10.2017, Annexure P4, passed by the respondent – Central Board of Secondary Education and in terms of which, request of the petitioner seeking correction of name of the father from Parwinder Singh to Parwinder Pal Singh in the matriculation certificate was declined.

Learned counsel for the parties have been heard.

Perusal of the impugned order dated 4.10.2017 at Annexure P4 would reveal that request of the petitioner has been declined primarily on the ground that the request seeking correction as regards father's name in the matriculation certificate had not been initiated within a time period of one year of the date of declaration of the result.

Mr.Kannan Malik, Advocate who has put in appearance

on behalf of CBSE, has very fairly apprised the Court that the instructions/bye-laws issued by the Board on the subject have since been amended and the time period of one year stipulated to submit such request/representations for correction of parentage in the certificates issued by the Board has now been increased to five years.

In the considered view of this Court, the CBSE ought now to re-consider the request of the petitioner in the light of the amended bye-laws/instructions.

Accordingly, impugned order dated 4.10.2017, Annexure P4, is set aside.

Matter is remanded back to the CBSE to pass an order afresh on the request of the petitioner seeking correction in his father's name from Parwinder Singh to Parwinder Pal Singh in the light of the amended bye-laws issued by the Board itself. Such exercise of re-consideration be completed within a period of three weeks from the date of receipt of a certified copy of this order and the final order be passed and conveyed to the petitioner without any further delay.

Writ petition is disposed of in the aforesaid terms.

DECEMBER 10, 2018
SRM

(TEJINDER SINGH DHINDSA)
JUDGE

Note:	<i>Whether speaking/reasoned:</i>	<i>Yes/No</i>
	<i>Whether Reportable:</i>	<i>Yes/No</i>