

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH****Date of decision: 19.09.2018****CWP No.27040 of 2017 (O&M)**

Naveen Kumar

...Petitioner

Vs.

Central Board of Secondary Education & others

...Respondents

CORAM: HON'BLE MR. JUSTICE RAJIV NARAIN RAINA

Present: Mr. K.P.Singh, Advocate, for the petitioner.

Mr. N.K.Setia, Advocate, for the respondents/CBSE.

RAJIV NARAIN RAINA, J. (ORAL)

1. By way of this petition filed under Articles 226 & 227 of the Constitution, the petitioner seeks a writ in the nature of certiorari quashing the order dated 07.06.2016 (Annex P-6), whereby his request for correction/change of his father's name in the certificates issued for Secondary School Examination (Annex P-5) has been declined. He also prays for a writ of mandamus directing the respondents to make necessary correction in the name of petitioner's father from 'Bidhi Chand' to 'Bidhi Singh'.

2. Today, CM No.13885 of 2018 for placing on record affidavit of Bidhi Singh, the father of the petitioner, is also listed for hearing. In the affidavit, the deponent has sworn as follows:

- "1. That 'Bidhi Singh' and 'Bidhi Chand' is the name of one and the same person.
2. That Naveen Kumar is my real son.

3. That he is presently working in Punjab & Haryana High Court at Chandigarh.
4. That my name in his secondary school examination certificate has been given as Bidhi Chand inadvertently instead of Bidhi Singh.
5. That the deponent has not incurred any civil or criminal liability.”

3. To support his case, the petitioner has also annexed copy of PAN card (Annex P-1); copy of Birth Certificate (Annex P-2); copy of Haryana Government Pensioner Identification card (Annex P-3) and copy of his father’s Aadhar Card (Annex P-4).

4. In view of the contents of the affidavit reproduced above as well as the documents annexed with the writ petition, the learned counsel for the respondents states that CBSE has no objection to carry out the necessary correction, as now CBSE is rendered safe.

5. Accordingly, while setting aside the impugned order dated 07.06.2016, this petition as well as the application for placing on record the affidavit are allowed. The respondent-CBSE is directed to issue fresh certificates in respect of Secondary School Examination (10th) to the petitioner after incorporating his father’s true and correct name within seven days on return of the old original certificates.

6 The CBSE while issuing fresh/corrected educational certificates will record in the certificates that *‘the correction in respect of father’s name is as per the orders of the Punjab & Haryana High Court in CWP No.27040 of 2017’*.

19.09.2018
Vimal

[RAJIV NARAIN RAINA]
JUDGE

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