

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH****Date of decision: 04.10.2018****CWP No.6115 of 2017**

Gurlal Singh

...Petitioner

Vs.

Central Board of Secondary Education & others

...Respondents

CORAM: HON'BLE MR. JUSTICE RAJIV NARAIN RAINA

Present: Mr. R.K.Girdhar, Advocate, for the petitioner.

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

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 14.07.2016 (Annex P-8), whereby his request for correction of his mother's name in the certificate/s issued for Secondary School Examination (10th) has been declined. He also prays for a writ of mandamus directing the respondents to make necessary correction in respect of his mother's name i.e. from 'Mandeep Kaur' to 'Manjeet Kaur'.

2. An affidavit dated 22.09.2018 has been filed by Manjeet Kaur wife of Iqbal Singh, mother of the petitioner, wherein she has sworn as follows:

"1. That the deponent is mother of the petitioner – Gurlal Singh in the above referred writ petition. The name of the deponent is Manjeet Kaur, which is also apparent from the certificates, Ration Card and Aadhar Card, which have been annexed as Annexures P/1 to P/5 with the writ petition.

2. That the name of the deponent has been wrongly recorded as Mandeep Kaur instead of Manjeet Kaur in the Grade Sheet-cum- certificate of performance of Class 10 (Annexure P/6).
3. That the deponent is never known as Mandeep Kaur and she has never taken any undue benefit in the name of Mandeep Kaur. Neither the deponent has been convicted by any Court of law in the name of Mandeep Kaur nor any other civil, criminal nor is any other liability of any nature is pending against the deponent.”

3. In support of his case, the petitioner has also annexed 5th Class certificate, copy of Ration Card and copy of Aadhar Card.

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, this petition is allowed. The respondents are directed to make necessary corrections in their record and issue fresh certificate/s to the petitioner after incorporating the correct mother's name within seven days on return of the old original certificates.

6. The CBSE while issuing fresh/corrected educational certificate will record in the certificates that '*the correction in respect of mother's name is as per the orders of the Punjab & Haryana High Court in CWP No.6115 of 2017*'.

04.10.2018
Vimal

[RAJIV NARAIN RAINA]
JUDGE

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