

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

62 WRIT PETITION NO.12383 OF 2018

SHAIKH MOHD NASER SHAIKH MOHD JAVEED ..PETITIONER

VERSUS

THE STATE OF MAHARASHTRA AND OTHERS ..RESPONDENTS

...

Mr. Qureshi Shaikhhlal Abdul Gafar, Advocate for the
Petitioner.

Mrs. G. L. Deshpande, AGP for Respondents-State.

Mr. Umesh S. Mote, Advocate for Respondent No.2.

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**CORAM : S. V. GANGAPURWALA &
ANIL S. KIOR, JJ.**

DATED : 29th AUGUST, 2019.

PER COURT:-

1. The proposal for correction of name and date of birth has been refused on the ground that the petitioner has left the school.

2. It is submitted that this Court in number of matters has held that Clause 26.4 read with Appendix VI of the Secondary School Code is directory in nature.

3. Considering the above, the impugned order is quashed and set aside. The Education Officer shall reconsider the proposal forwarded by the management for correction of name and date of birth of the petitioner in the school record on its own

merits, after following procedure as is laid down in the Appendix VI and Clause 26.4 of the Secondary School Code expeditiously.

4. Writ Petition is disposed of. No costs.

(ANIL S. KILOR)
JUDGE

(S. V. GANGAPURWALA)
JUDGE

Devendra/August-19