

**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

**CWP-896-2019 (O&M)
Date of Decision:15.01.2019**

Anuj Kumar

... Petitioner

Versus

Central Board of Secondary Education & others

... Respondents

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

Present: Mr. Pawan Attri, Advocate for
Mr. Fateh Saini, Advocate for the petitioner.

...

TEJINDER SINGH DHINDSA, J. (ORAL)

Challenge in the instant petition is to the order dated 10.08.2017 (Annexure P-3) issued by the Central Board of Secondary Education and in terms of which a request made by the petitioner for correction of his own name as also his mother's name in the secondary examination certificate has been declined. Perusal of the impugned order would reveal that the request of the petitioner has been declined on the ground that the application seeking correction had not been made within a period of 1 year from the date of declaration of the result.

Counsel himself submits that on 10.11.2017, the Central Board of Secondary Education had amended its instructions/bye laws and in terms of which the time period for entertaining requests seeking correction in the certificates had been extended from 1 year to 5 years.

Apparently, the petitioner subsequent to the amendment, served upon the Board a legal notice dated 13.11.2017 reiterating the request for correction in his name as also his mother's name.

Even though, the document has not been placed on record but during the course of hearing, counsel has very fairly furnished for perusal of this Court, a communication dated 09.01.2018 issued by the Central Board of Secondary Education and which was towards response to the legal notice served on behalf of the petitioner and the contents thereof are in the following terms:

“F No.CBSE/PKL/2017/Legal Notice/LN-173 09.01.2018

Fateh Saini

Advocate

H.No.3465, Sector-35D

Chandigarh, Haryana.

Subject: Legal Notice – Reg.

Sir/Madam,

This is in reference to the legal notice received from you on behalf of your client Sh. Anuj Kumar S/o Gurvinder Pal regarding change in Candidate Name from Anuj to Anuj Kumar, Mother's name from Suman to Jai Devi bearing Roll No.2105311/2015.

In this regard, it is to inform you a letter no. RO/CBSE/PKL/CORR/17/SR/ 20473/HR-8252 dated 01.12.2017 has already been sent to the Principal, Ningania Vidya Mandir High School, District Panchkula for submission of previous School record (Admission Form, Admission Withdrawal Register & School Leaving Certificate). A copy of said letter is enclosed herewith for your reference.

Yours faithfully,

Section Officer (Legal)”

The afore noticed communication dated 09.01.2018 clearly reveals that the request made by the petitioner is under process at the hands of the Central Board of Secondary Education in the light of the amended bye

laws and certain records have been summoned from the school in question.

In view of the above, no intervention in the matter is called for at this stage.

Writ petition is dismissed.

Liberty, however is granted to the petitioner to approach this Court afresh in the eventuality of any order being passed by the Central Board of Secondary Education and which may be construed as detrimental to the interest of the petitioner.

15.01.2019

harjeet

**(TEJINDER SINGH DHINDSA)
JUDGE**

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|-----|----------------------------|--------|
| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |