

CM No. 5024-CWP-2021 in/and
CWP No. 34806 of 2019

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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(106)

CM No. 5024-CWP-2021 in/and
CWP No. 34806 of 2019
Date of Decision : 20.04.2021

Harkirat Singh

...Petitioner

Versus

Chairman, C.B.S.E. Board Office and others

...Respondents

(through video conferencing)

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Jagjit Singh, Advocate for the applicant-petitioner.

Mr. Kannan Malik, Advocate
for the respondents No. 1 and 3-CBSE.

Harsimran Singh Sethi J. (Oral)

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Present application has been filed for preponing the date of hearing of the main petition i.e. CWP No. 34806 of 2019, which stands adjourned to 19.07.2021.

Notice of the application to the counsel opposite.

Mr. Kannan Malik, Advocate, who has joined the proceedings through video conference, accepts notice on behalf of respondent-Board and raises no objection for the grant of prayer as raised in the present application.

Keeping in view the above, application is allowed and the hearing of the main petition i.e. CWP No. 34806 of 2019 is preponed from 19.07.2021 to today.

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Learned counsel for the petitioner argues that petitioner has requested the respondent-Central Board of Secondary Education for correction in the matriculation certificate in respect of the name of his father, which is 'Malkiyat Singh' but has been wrongly mentioned as 'Malkit Singh' in the matriculation certificate. Learned counsel for the petitioner submits that for the said request, the petitioner has already sent legal notice dated 24.09.2019 (Annexure P-4) to the respondent-Board, which is still pending consideration with the said authorities and the petitioner will be satisfied in case a direction is issued to the respondent-Board to decide the same in accordance with law by passing an appropriate speaking order.

Learned counsel appearing on behalf of the respondent-Board raises no objection in deciding the legal notice dated 24.09.2019 (Annexure P-4) keeping in view the settled principle of law on the said issue in a time bound manner.

Without commenting upon the merits of the case or about the entitlement of the petitioner for the relief which has been claimed by him in the legal notice dated 24.09.2019 (Annexure P-4), the present writ petition is disposed of with a direction to the respondent-Board to decide the legal notice dated 24.09.2019 (Annexure P-4) within a period of three months from the receipt of copy of this order by passing an appropriate speaking order. In case, petitioner is found entitled for the relief as prayed in the

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legal notice, same be accorded to him within a period of one month after passing of the speaking order.

April 20, 2021
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No