

IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

104

RSA-4177 of 2013(O&M)  
Date of decision:15.07.2022

Vipin @ Amit Kundu

...Appellant

Versus

Secretary/Controller of Examination CBSE and another

...Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

**Present:** Mr. Vinay Kumar, Advocate, for  
Mr. Sandeep Goyat, Advocate  
for the appellant.

Mr. Nitin Setia, Advocate, for the CBSE

**ANIL KSHETARPAL, J (Oral)**

The dispute is with regard to correction of date of birth of the appellant. Both the courts have dismissed the suit. Taking notice of a recent judgment passed by the Supreme Court **Jigyada Yadav (Minor through Guardian/Father Hari Singh) vs. C.B.S.E. (Central Board of Secondary Education) & Ors. (2001) 7 SCC 535,** the Central Board of Secondary Education, sought time to re-examine the matter.

Sh. Nitin Setia, the learned counsel representing the Central Board of Secondary Education has produced a copy of the decision taken by the Central Board of Secondary Education, on 12.07.2022, while rejecting the appellant's prayer for correction of date of birth in the Secondary Examination. It has been found that the case of the appellant does not fall within the parameters laid down by the Supreme Court.

In view of the aforesaid facts, the learned counsel representing the appellant prays for permission to withdraw the present appeal with

liberty to assail the correctness of the order dated 12.07.2022.

Ordered accordingly.

All the pending miscellaneous applications, if any, are also disposed of.

July 15, 2022  
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(ANIL KSHETARPAL)  
JUDGE

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