

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

913 WRIT PETITION NO.6360 OF 2023

**ATUAL RAGINI KALE U/G OF HIS MOTHER NAMELY RAGINI ASHABAI
KALE
VERSUS
THE UNION OF INDIA THROUGH ITS SECRETARY AND OTHERS**

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Advocate for Petitioner : Mr. Kodale Vikas G.
AGP for Respondent Nos. 2 & 3 : Mrs. M.A. Deshpande
Advocate for Respondent Nos. 1 & 4 : Mr. B.M. Dhanure
Advocate for Respondent No. 5 : Mr. S.S. Manale

**CORAM : MANGESH S. PATIL &
SHAILESH P. BRAHME, JJ.**

DATE : 06.07.2023

PER COURT :

Heard the learned advocate for the petitioner, learned A.G.P, learned advocate Mr. Dhanure who appears for the respondent Nos. 1 and 4 and learned advocate Mr. Manale, who appears today for respondent No. 5.

2. The petitioner is seeking correction of his name in the SSC certificate and mark-sheet issued by the respondent No. 4-Board. The Education Officer pursuant to the Rule 26.4 of the Secondary School Code has already passed the order on 09.06.2022 which has been communicated to this respondent No. 5-School (Exh.'B') and pursuant thereto only correction is to be carried out by the respondent No. 4-Board in its record and to issue corrected certificate and mark sheet.

3. Considering the issue, in our considered view, the respondent No. 4-Board cannot go into the legality or otherwise of the proposed correction once the Education Officer under the Secondary School Code, Rule 26.4 has passed the order. It is only a matter of implementation of the order passed

by the appropriate authority.

4. The Writ Petition is allowed and disposed of by directing the respondent No. 4-Board to take appropriate steps pursuant to the order passed by the Education Officer for correction of the petitioner's name in the SSC certificate and mark sheet and to issue a fresh SSC certificate and mark-sheet to him as expeditiously as possible and in any case within six weeks from today.

(SHAILESH P. BRAHME, J.)

(MANGESH S. PATIL, J.)

mkd/-