

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

946 WRIT PETITION NO.12301 OF 2023

KISHOR CHHAGAN KOLI
VERSUS
THE STATE OF MAHARASHTRA
THROUGH ITS PRINCIPAL SECRETARY AND OTHERS

...
Advocate for Petitioner : Mr. Vitthal G. Salgare
AGP for Respondent / State : Mr. K. N. Lokhande
Advocate for Respondents No.3 & 4 : Mr. N. N. Desale

...

CORAM : MANGESH S. PATIL
AND
NEERAJ P. DHOTE, JJ.

DATED : NOVEMBER 30, 2023

PER COURT :

. Heard both the sides.

2. The petitioner is seeking correction of the school record in respect of date of birth.

3. It need not be emphasized that if the corrections sought fall in the category of obvious mistake as has been interpreted and commented by the Full Bench of this Court in the matter of **Janabai d/o. Himmatrao Thakur vs. State of Maharashtra and Ors., 2019 (6) Mh.L.J. 769**, no decision could have been taken by the Education Officer on the ground that the petitioner had left the school, without ascertaining if it was so.

4. In light of the above, we proceed to pass the following order:

ORDER

(i) The impugned communication / order is quashed and set aside. The respondent no.3 - Education Officer (Primary) shall take a fresh decision in the light of observations in the matter of **Janabai d/o. Himmatrao Thakur vs. State of Maharashtra and Ors., 2019 (6) Mh.L.J. 769**, as expeditiously as possible and in any case within four weeks. The writ petition is disposed of accordingly.

[NEERAJ P. DHOTE]
JUDGE

[MANGESH S. PATIL]
JUDGE