

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR.

WRIT PETITION NO.5830 OF 2022

Tausif Khan S/o Mohmmad Khan, Baradari, Malkapur, Dist. Buldana and anr.

-VS-

State of Maharashtra, Thr. Secretary, Dept. of Education, Mantralaya, Mumbai and
ors.

Office notes, Office Memoranda of
Coram, appearances, Court's orders
or directions and Registrar's orders.

Court's or Judge's Orders.

Shri Santosh D. Chande, Advocate for petitioners.
Shri M. K. Pathan, Assistant Government Pleader for
respondent Nos.1 and 2.

**CORAM : S. V. GANGAPURWALA, ACJ AND
ANIL S. KILOR, J.**

DATE : FEBRUARY 14, 2023

P.C.

1. It is submitted that the application filed by petitioner No.1 for correction of his name in school records is pending.

2. We have heard the learned counsel for the petitioners and the learned Assistant Government Pleader for respondent Nos.1 and 2.

3. The Full Bench of this Court in Writ Petition No.8085/2017 (*Janabai d/o Himmatrao Thakur vs. The State of Maharashtra, Thr. The Secretary, Education Dept. Mantralaya, Mumbai and ors.*) decided on 17/10/2019 at Aurangabad Bench has held that obvious mistakes can be corrected even after the student has left the school in the light of the language of Clause

26.4 and as indicated in Appendix-6 in the forms as prescribed in the Secondary Schools Code. If an obvious mistake has occurred, correction of that mistake can be directed.

4. In the light of aforesaid, the petitioner No.1 shall make a fresh application for correction of his name in school records to respondent No.3-The Principal of the school. The respondent No.3-The Principal shall forward the said application to the Education Officer (Secondary) preferably within a period of four weeks from receipt of such application. The Education Officer, if comes to the conclusion that it is a case of obvious mistake, shall entertain the application and decide the same on its own merits within a period of six months from receipt of the same.

With aforesaid directions, the writ petition is disposed of. No order as to costs.

(Anil S. Kilor, J.)

(Acting Chief Justice)

Asmita