

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CWP-8730-2021

Date of decision : 22.02.2023

Vansh Gaur

... Petitioner

Versus

Central Board of Secondary Education and others

... Respondents

CORAM: HON'BLE MR.JUSTICE VIKAS BAHL

Present: Mr.Jaswinder Singh, Advocate
for the petitioner.

Mr.B.S.Seemar, Advocate
for respondents no.1 and 2.

VIKAS BAHL, J.(ORAL)

This is a civil writ petition under Articles 226/227 of the Constitution of India for issuance of a writ in the nature of certiorari for quashing of the order dated 25.08.2020 of respondent no.1-Board (Annexure P-7) whereby request made by the petitioner for correction of his name to “Vansh Gaur” instead of “Vansh” in matriculation certificates issued to him by the respondent-Board has been declined.

Learned counsel for the petitioner has submitted that entire issue with respect to changes/corrections to be made in the certificate issued by the Central Board of Secondary Education has been adjudicated upon by the Hon'ble Supreme Court in a detailed judgment passed in case titled as ***Jigyada Yadav (minor) (through Guardian/father Hari Singh) Vs. CBSE (Central Board of Secondary Education) and others*** and other connected

Supreme Court and parameters laid down in the said judgment would also apply to respondents no.2 and 3-Board and has prayed that the petitioner be permitted to file representation keeping in view the parameters laid down in the abovesaid judgment and prays that the respondents be directed to consider the said representation and pass a speaking order within a period of six weeks from the date the said representation is received by the respondents. It is further submitted that the impugned order in the present case has been passed on 25.08.2020 and the judgment of the Hon'ble Supreme Court has been passed subsequent to the same and thus, in view of the said judgment, the impugned order deserves to be set aside.

Learned counsel appearing for the respondents no.1 and 2 has stated that in the present case, the respondent-Board has been repeatedly asking for certain documents which would be required in the present case. The said documents are publication regarding correction/change in name in a government gazette and true copies of birth certificate, aadhar card, pan card, passport, and voter card. It is further submitted that the respondent-Board has no objection to the course of action suggested by learned counsel for the petitioner provided that he supplies the abovesaid documents.

Keeping in view the abovesaid facts and circumstances, the impugned order dated 25.08.2020 is set aside and the present Civil Writ Petition is disposed of in the following terms:-

- 1) The petitioner is granted liberty to file a detailed representation and annex all the documents including publication regarding correction/change in name in government gazette and true copy of birth certificate, aadhar card, pan card, passport, and voter card, in light of the judgment passed by the Hon'ble Supreme Court in ***Jigyada Yadav (minor)'s*** case (Supra). Learned counsel for the petitioner has stated that the petitioner

would submit the said representation along with certified copies of the relevant documents and would get the said representation forwarded through the school.

2) The respondents are directed to decide the said representation as expeditiously as possible preferably within a period of six weeks from the date of receipt of the said representation, in accordance with law.

(VIKAS BAHL)
JUDGE

February 22, 2023
Davinder Kumar

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