

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CWP-11557-2022(O&M)
Date of decision : 15.02.2023

Rabab

... Petitioner

Versus

Central Board of Secondary Education and others

... Respondents

CORAM: HON'BLE MR.JUSTICE VIKAS BAHL

Present: Mr.B.S.Kathuria, Advocate
for the petitioner.

Mr.B.S.Seemar, Advocate
for respondent no.1-CBSE.

Mr.Aditya Pratap Duggal, Advocate
for respondent no.2.

VIKAS BAHL, J.(ORAL)

This is a civil writ petition under Articles 226/227 of the Constitution of India for issuance of appropriate writ particularly in the nature of mandamus for directing respondent no.1 to rectify the date of birth of the petitioner as 21.04.1996 instead of 21.04.1997 in her matriculation certificate (Annexure P-7) issued by respondent no.1.

Learned counsel for the petitioner has submitted that the 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 ***Jigyaa 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 respondent no.1 and has prayed that the petitioner be permitted to file a 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.

Learned counsel appearing for the respondent no.1 has stated that they have no objection to the said course of action.

Keeping in view the abovesaid facts and circumstances, 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 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 record 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.

Pending miscellaneous application shall stand disposed of in view of the abovesaid order.

(VIKAS BAHL)
JUDGE

February 15, 2023

Davinder Kumar

Whether speaking / reasoned
Whether reportable

Yes/No
Yes/No