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**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CM-27-CWP-2023 in/and
CWP-14612-2022 (O&M)
Date of decision : 09.01.2023

Manroop Kaur

...Petitioner

Versus

Central Board of Secondary Education and others

...Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. S.S. Nain, Advocate for the petitioner.

Mr. B.S. Seemar, Advocate for respondent Nos.1 and 2.

VIKAS BAHL, J. (ORAL)

CM-27-CWP-2023

This is an application filed under Section 151 of CPC for preponement of abovementioned case for a short date which is stated to be listed for 13.02.2023.

Learned counsel for the applicant-petitioner as well as respondent Nos.1 and 2 have jointly submitted that they have no objection in case the main case is taken up on Board today itself for final disposal.

In view of the above, the present application is allowed and the date of hearing in the main case is preponed from 13.02.2023 to today itself for final disposal.

Main case

This is a Civil Writ Petition filed under Articles 226/227 of the Constitution of India for issuance of a writ in the nature of mandamus directing the Central Board of Secondary Education and others (CBSE) to carry out the necessary correction in its records and to issue the corrected mark sheets and certificate of petitioner's 10th and 12th class examinations.

Learned counsel for the petitioner has submitted that the name of the father as well as the mother of the petitioner have been wrongly mentioned in the Certificate issued by Central Board of Secondary Education in the year 2013 and same is not in consonance with the school records. It is further submitted that the date of birth that had been provided by the petitioner for the school records is incorrect. It is contended 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 **Jigyā Yadav (minor) (through Guardian/father Hari Singh) Vs. CBSE (Central Board of Secondary Education) and others** and other connected matters reported as **2021(7) SCC 535** by a three Judge Bench of the Hon'ble Supreme Court 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 four weeks from the date the said representation is received by the respondents.

Learned counsel appearing on behalf of CBSE 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 ***Jigya 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 school 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 four weeks from the date of receipt of the said representation, in accordance with law.

All the pending miscellaneous applications, if any, shall stand disposed of in view of the abovesaid order.

09.01.2023
Pawan

(VIKAS BAHL)
JUDGE

Whether speaking/reasoned:- **Yes/No**

Whether reportable:- **Yes/No**