

255

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

CWP-15397-2021

Date of decision : 21.02.2023

Armaan Gupta (minor) through his father and natural guardian Varinder  
Kumar

...Petitioner

Versus

CBSE and others

...Respondents

**CORAM: HON'BLE MR. JUSTICE VIKAS BAHL**

Present: Mr. Saurabh Kaushik, Advocate for the petitioner.

Mr. Naveen Chopra, Advocate,  
for CBSE-respondent Nos.1 and 2.

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**VIKAS BAHL, J. (ORAL)**

This is a Civil Writ Petition filed under Article 226 of the Constitution of India for issuance of a writ in the nature of certiorari for setting aside the order (Annexure P-6) whereby the request of the petitioner for change of name of his mother from “Sonia Gupta” to “Sonu Garg”, has been rejected.

Learned counsel for the petitioner has submitted that correct name of mother of the petitioner has been mentioned in public documents such as Aadhaar Card and Pan Card and has further 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 **Jigya 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 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 for the petitioner has further contended that since order (Annexure P-6) has been passed without taking into consideration the law laid down in **Jigya Yadav (minor)'s case** (Supra), thus, the same deserves to be set aside.

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 order (Annexure P-6) 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 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 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.

**21.02.2023**

*Pawan*

**(VIKAS BAHL)  
JUDGE**

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

**Whether reportable:- Yes/No**