

IN THE HIGH COURT OF PUNJAB & HARYANA AT  
CHANDIGARH

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CWP-1621-2017

Date of decision : 22.05.2023

Sonu

... Petitioner

Versus

Board of School Education Haryana, Bhiwani and others

... Respondents

***CORAM: HON'BLE MR.JUSTICE VIKAS BAHL***Present: Mr. Devender Punia, Advocate  
for the petitioner.Mr.K.K. Gupta, Advocate  
for respondent no.1.Mr.Rajneesh Chadwal, AAG, Haryana  
for respondents no.2 and 3.**VIKAS BAHL, J.(ORAL)**

1. 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 respondent no.1-Board to correct date of birth of the petitioner in the detailed mark sheets pertaining to Middle Examination i.e., 8<sup>th</sup> Class as well as Matriculation Examination i.e., 10<sup>th</sup> class.

2. 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 has submitted that the parameters laid down in the said judgment would also apply to respondent no.1-Board and has prayed that the petitioner be permitted to file representation keeping in view the parameters laid down in the abovesaid judgment and further prays that respondent no.1 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 respondent no.1-Board.

3. Learned counsel appearing for respondent no.1-Board has stated that respondent no.1-Board would consider the representation but the direction to consider the representation should not be construed as a direction to carry out necessary correction as respondent no.-1 Board would consider the entire case independently, in accordance with law.

4. Keeping in view the abovesaid facts and circumstances, the present petition is disposed of in the following terms:-

i) 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.

ii) Respondent no.1-Board is 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.

5. Needless to mention here that it would be open to the respondent no.1-Board to require the petitioner or the school to submit any

document which would be required for finally considering the case of the petitioner.

(VIKAS BAHL)  
JUDGE

May 22, 2023  
*Davinder Kumar*

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|-----------------------------|--------|
| Whether speaking / reasoned | Yes/No |
| Whether reportable          | Yes/No |