

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

**CWP-26143-2017 (O&M)
Date of Decision: 27.01.2023.**

AMARJEET

...Petitioner

VS

CENTRAL BOARD OF SECONDARY EDUCATION & ANR

...Respondents

CORAM:- HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Shekhar Kumar, Advocate
for the petitioner.

Mr. Nitin Kant Setia, Advocate
for the respondent-CBSE

VIKAS BAHL, J. (ORAL)

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 respondent Central Board of Secondary Education to change the date of birth of petitioner in certificate of qualification with mark sheet of Secondary examination from 25.12.1997 to 25.10.2000, as would be deciphered from the birth certificate issued by the Sub-Registrar Birth and Death, North Delhi Municipal Corporation, Government of National Capital of Delhi.

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 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 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 Jigyasa 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 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.

(VIKAS BAHL)
JUDGE

27.01.2023

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