

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

(111)

CWP-28961-2023

Date of decision: - 21.12.2023

Sunpreet Singh

....Petitioner

Versus

State of Punjab and another

.....Respondents

CORAM : HON'BLE MR. JUSTICE VIKAS BAHL

Present:- Mr. Buta Singh Bairagi, Advocate,
for the petitioner.

Mr. Ferry Sofat, Additional Advocate General, Punjab.

VIKAS BAHL, J. (ORAL)

1. Present writ petition has been filed under Article 226/227 of the Constitution of India for issuance of an appropriate writ, order or direction to respondent No.2 to correct the date of birth of the petitioner in his middle standard certificate as well as in the matriculation certificate.

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 “**Jigyada 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. It is further submitted that the parameters as laid down in the above-said judgment would also apply to the respondent-Punjab School Education Board. It is stated that for the grievances of the petitioner, the petitioner has given a representation dated 01.09.2023 (Annexure P-6) and at this stage, the petitioner would be satisfied in case competent authority of respondent No.2 considers the same in accordance with law, within a specified time frame and in case the pleas raised by the petitioner are found to be meritorious, then, grant the appropriate relief to the petitioner.

3. Learned counsel appearing for the respondents-State has submitted that competent authority of respondent No.2 would consider the said representation dated 01.09.2023 (Annexure P-6), filed by the petitioner, in accordance with law and the same would be done within a period of six weeks from the date of certified copy of this order.

4. Keeping in view the above-said facts and circumstances, the present petition is disposed of, with a direction to competent authority of respondent No.2 to consider the representation dated 01.09.2023 (Annexure P-6) filed by the petitioner within a period of six weeks from the date of receipt of the certified copy of this order and in case competent authority of respondent No.2 is of the view that the pleas raised by the petitioner are meritorious, then, the appropriate relief be granted to the petitioner as expeditiously as possible. In case, competent authority of respondent No.2 is of the view that the pleas raised by the petitioner are meritless, then, a speaking order rejecting the claim be

passed within the aforesaid period of six weeks.

5. It is made clear that this Court has not opined on the merits of the case and competent authority of respondent No.2 would consider and decide the matter independently, in accordance with law.

December 21, 2023
naresh.k

(VIKAS BAHL)
JUDGE

Whether reasoned/speaking?	Yes/No
Whether reportable?	Yes/No