

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

(113)

CWP-2781-2024

Date of decision: - 08.02.2024

Javed Khan

....Petitioner

Versus

State of Haryana and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE VIKAS BAHL

Present:- Mr. Mazlish Khan, Advocate,
for the petitioner.

Ms. Rajni Gupta, Additional Advocate General, Haryana.

VIKAS BAHL, J. (ORAL)

1. Present writ petition has been filed under Article 226 of the Constitution of India for issuance of an appropriate writ in the nature of mandamus directing the respondents to change the date of birth of the petitioner in the detailed marks certificate (DMC) of 10th class.
2. Learned counsel for the petitioner has submitted that for the grievances raised by the petitioner, the petitioner has given a legal notice dated 04.01.2024 (Annexure P-8) and at this stage, the petitioner would be satisfied in case competent authority of the Central Board of Secondary Education 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 has submitted that competent authority of the Central Board of Secondary Education

would consider the said legal notice dated 04.01.2024 (Annexure P-8), 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 the Central Board of Secondary Education to consider the legal notice dated 04.01.2024 (Annexure P-8) 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 the Central Board of Secondary Education 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 the Central Board of Secondary Education 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 the Central Board of Secondary Education would consider and decide the matter independently, in accordance with law.

February 08, 2024
naresh.k

(VIKAS BAHL)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No