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

CWP-2901-2024
Date of decision: 09.02.2024

Pardeep Mehla

...Petitioner

Versus

Board of School Education, Haryana and another

...Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Pankaj Bali, Advocate and
Mr. Ankit Aggarwal, Advocate for the petitioner.

VIKAS BAHL, J. (ORAL)

1. This is a Civil Writ Petition filed under Article 226/227 of the Constitution of India for the issuance of a writ in the nature of certiorari for quashing of order dated 19.12.2023/22.12.2023 (Annexure P-7) in which the application filed by the petitioner for correction of name of father of the applicant in the matriculation certificate has been dismissed.
2. Learned counsel for the petitioner-applicant has submitted that in the Birth Certificate (Annexure P-1), the name of father of the petitioner has been mentioned as “Raghbir Singh” and similarly in the Aadhaar Card (Annexure P-2) and in the Pan Card (Annexure P-3) also, the name of the father of the petitioner has been mentioned as “Raghbir Singh” and inadvertently, the name of father of the petitioner has been mentioned as “Raghubir Singh Mehla” in the Matriculation Certificate (Annexure P-5). It

is further submitted that the said fact came to the knowledge of the petitioner when the petitioner was inclined to go abroad thus, the representation dated 12.12.2023 (Annexure P-6) was given by the petitioner. It is also 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 the said principle would lie to respondent No.1-Board also and has prayed that the petitioner be permitted to file 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. It is prayed that since, in the order dated 19.12.2023/22.12.2023 (Annexure P-7), the abovesaid judgment passed by the Hon'ble Supreme Court in ***Jigya Yadav (minor)'s case*** (Supra) has not been considered thus, fresh consideration be done de hors the observations made in the abovesaid order dated 19.12.2023/22.12.2023.

3. Keeping in view the abovesaid facts and circumstances, the order dated 19.12.2023/22.12.2023 (Annexure P-7) is set aside and the present Civil Writ Petition is disposed of in the following terms:-

- a) 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.
- b) 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.
4. Needless to mention here that it would be open to 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.

09.02.2024
Pawan

(VIKAS BAHL)
JUDGE

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