

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

(131)

CWP-5146-2024**Date of decision: - 04.03.2024****Anupriya (minor) through her mother****....Petitioner****Versus****Central Board of School Education****.....Respondent****CORAM : HON'BLE MR. JUSTICE VIKAS BAHL**

Present:- Mr. Ranvijay Singh, Advocate, for the petitioner.

VIKAS BAHL, J. (ORAL)

1. Present writ petition has been filed under Article 226/227 of the Constitution of India for issuance of a writ in the nature of mandamus for directing the respondent to reschedule the petitioner's examination, which was held on 22.02.2024 as per the special provisions for students participating in National/International Sports Events issued vide notification dated 31.10.2023 (Annexure P-5).

2. Learned counsel for the petitioner has submitted that the petitioner has qualified for the Asian Junior and Cadet Fencing Championships which was held in Manama, Bahrain, from 16.02.2024 to 25.02.2024 and the petitioner has missed out the English Core exam (301) on account of the said event. It is further submitted that as per the notification dated 31.10.2023 (Annexure P-5), the said exam of the petitioner is required to be rescheduled and for the said purpose, the school has forwarded the case of the petitioner to the respondent-Board via email dated 05.02.2024 (Annexure P-7) and at this stage, the

petitioner would be satisfied in case, competent authority of the respondent-Board considers the said recommendation sent via email dated 05.02.2024 (Annexure P-7), in accordance with law, within a specified time frame and in case, the plea raised by the petitioner is found to be meritorious, then, grant the appropriate relief to the petitioner.

3. Keeping in view the above-said facts and circumstances, the present petition is disposed of, with a direction to competent authority of the respondent-Board to take a final decision with respect to the recommendation sent through email dated 05.02.2024 (Annexure P-7) by the school, within a period of four weeks from the date of receipt of the certified copy of this order and in case, competent authority of the respondent-Board is of the view that the plea raised by the petitioner is meritorious, then, the appropriate relief be granted to the petitioner, as expeditiously as possible. In case, competent authority of respondent-Board is of the view that the plea raised by the petitioner is meritless, then, a speaking order rejecting the claim be passed within the aforesaid period of four weeks.

5. It is made clear that this Court has not opined on the merits of the case and competent authority of respondent-Board would consider and decide the matter independently, in accordance with law.

March 04, 2024
naresh.k

(VIKAS BAHL)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No