

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

WEDNESDAY, THE 28TH DAY OF MARCH 2018 / 7TH CHAITHRA, 1940

WP(C) .No. 10979 of 2018

PETITIONER

BINITHA V.S,
AGED 46, D/O.SUBRAMANIAN V.K., T.C.4/10(1),
VAZHAPILLY, CVRA-33, VAYALIKKADA ROAD,
KOWDIAR P.O., THIRUVANANTHAPURAM-695003.

BY ADV.SRI.D.AJITHKUMAR

RESPONDENT(S) :

1. UNION OF INDIA,
REPRESENTED BY SECRETARY,
MINISTRY OF HUMAN RESOURCES DEVELOPMENT,
SHASTRI BHAVAN,C-WING, DR.RAJENDRA PRASAD ROAD, NEW DELHI-110001.
2. CENTRAL BOARD OF SECONDARY EDUCATION,
(AN AUTONOMOUS ORGANIZATION UNDER THE MINISTRY OF
HUMAN RESOURCES DEVELOPMENT), HEAD OFFICE NO.2,
SHIKSHA KENDRA, COMMUNITY CENTRE, PREET VIHAR,
NEW DELHI-110092.
3. REGIONAL OFFICER,
CENTRAL BOARD OF SECONDARY EDUCATION,
REGIONAL OFFICE, 2ND FLOOR, BLOCK-B,
LIC DIVISIONAL OFFICE CAMPUS, PATTOM,
THIRUVANANTHAPURAM-694004.
4. PRINCIPAL, SARASWATHI VIDYALAYA,
ARAPPURA JN., VATTIYOORKAVU,
THIRUVANANTHAPURAM-695013.

R1 BY SRI.N.NAGARESH, ASSISTANT SOLICITOR GENERAL
R2,R3 BY SRI.NIRMAL S., SC,

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 28-03-2018,
THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.V.

APPENDIX

PETITIONER(S) ' EXHIBITS

EXHIBIT P1 TRUE COPY OF THE CERTIFICATE SHOWING PASSING OF
SECONDARY SCHOOL EXAMINATION 2017 ISSUED TO
THE PETITIONER.

EXHIBIT P2 TRUE COPY OF THE LETTER DATED 19.05.2017 SENT BY
4TH RESPONDENT.

EXHIBIT P3 TRUE COPY OF THE REJECTION ORDER OF EXHIBIT P2
APPLICATION DATED 28.11.2017 ISSUED BY 3RD
RESPONDENT.

EXHIBIT P4 TRUE COPY OF THE BIRTH CERTIFICATE OF
PETITIONER'S SON CORRECTING THE NAME OF HIS
MOTHER AS BINITHA V.S.ISSUED BY THE REGISTRAR
OF BIRTHS AND DEATHS.

RESPONDENTS EXHIBITS: NIL

/TRUE COPY/

K.V.
3.04.2018

P.S.TO JUDGE

A.MUHAMED MUSTAQUE, J.

W.P.(C). No. 10979 of 2018

Dated this the 28th day of March, 2018

JUDGMENT

The petitioner's son passed the Secondary School Examination of the Central Board of Secondary Education (CBSE) in the year 2017. In the certificate of his son, the petitioner's name was shown as 'Binitha Rajeev'. Petitioner wants to change it as 'Binitha V.S'. Petitioner's request has been rejected by Ext.P3. Challenging this order, the petitioner approached this Court.

2. Heard the learned counsel for the petitioner and the learned Standing Counsel.

3. There cannot be any difficulty in correcting the mother's name in the certificate, as declared by this Court in the series of judgments. In the light of the various judgments of this Court, the following directions are issued:

i. The School authority/4th respondent shall correct the name and forward the school records to the CBSE within a period of one month.

ii. Thereafter, the CBSE shall act upon such records and cause correction of the CBSE certificate within a further period of two months.

iii. Considering the delay involved in the matter, the petitioner shall pay a sum of Rs.3,000/- (Rupees three thousand only) to the CBSE.

The writ petition is disposed of as above.

Sd/-A.MUHAMED MUSTAQUE
Judge

lsn