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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ W.P.(C) 5741/2023

MANIK SAHARAWAT

..... Petitioner

Through: Mr. Devraj Singh, Advocate.
(M): 9999436720

Email: devraj_associates@rediffmail.com

versus

CENTRAL BOARD OF SECONDARY EDUCATION &
ANR.

..... Respondents

Through: Mr. Rupesh Kumar with
Ms. Pankhuri Shrivastava,
Advocates for respondent no.
1/CBSE.

(M): 9899189200

9811176770

Email: rupeshkumar.office@gmail.com

CORAM:

HON'BLE MS. JUSTICE MINI PUSHKARNA

ORDER

03.05.2023

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[Physical Hearing/ Hybrid Hearing]

1. The present writ petition has been filed for direction to the respondents to revise the Class 12th moderated total Theory marks of the petitioner in English, Physical Education, Chemistry, Mathematics and Physics by way of following the same moderation with the unmoderated Theory marks of the petitioner in these five subjects, as was followed with similarly situated students of the school.
2. It is submitted that the moderation that has been carried out with the Class 12th theory marks of the petitioner was not fair and the unmoderated marks of the petitioner were highly moderated in all the five subjects.



3. It is submitted that earlier the petitioner had preferred a representation dated 11.08.2021 before the respondent no. 2, challenging the CBSE result of the petitioner in accordance with the CBSE circular of 08.08.2021. The said representation dated 11.08.2021 of the petitioner was disposed of by respondent no. 2 on 14.08.2021.

4. Feeling aggrieved by the same, the petitioner had filed a writ petition being *W.P. (C) No. 10677/2021* before this Court. The said petition was disposed of vide order dated 19.09.2022, wherein the petitioner was given liberty to give a detailed representation to the CBSE, which was directed to pass a detailed and speaking order.

5. It is submitted that in terms of the order passed by this Court in the aforesaid writ petition, a detailed representation was given on behalf of the petitioner. However, the said representation was disposed of by the CBSE, without addressing the concerns as raised on behalf of the petitioner.

6. Thus, it is submitted that feeling aggrieved by the inaction on the part of the respondents to revise the class 12th marks of the petitioner, the present writ petition has been filed.

7. Issue notice.

8. Notice is accepted by learned counsel appearing for respondent no. 1/CBSE.

9. Let notice be issued to respondent no. 2.

10. Reply be filed within four weeks. Rejoinder thereto, if any, be filed within two weeks thereafter.



11. List on 19.09.2023.

MINI PUSHKARNA, J

MAY 3, 2023

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