

CWP-5197-2015

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

CWP-5197-2015

Date of Decision: 15.12.2015

Sucha Singh and another

... Petitioner(s)

Versus

State of Punjab and another

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE PARAMJEET SINGH

- 1) Whether Reporters of the local papers may be allowed to see the judgment ?.
- 2) To be referred to the Reporters or not ?.
- 3) Whether the judgment should be reported in the Digest ?

Present: Mr. Vaibhav Sehgal, Advocate,
for the petitioners.

Mr. S.S.Chandumajra, Addl. A. G. Punjab.

Paramjeet Singh, J. (Oral)

Instant writ petition has been filed under Articles 226/227 of the Constitution of India for issuance of direction to respondent No.2 to register the deed of adoption dated 20.02.2015 (Annexure P-1).

Brief facts of the present case are to the effect that the petitioners are permanent residents of U.S.A. and they intended to adopt minor-Kamaljit Singh from his natural parents i.e Parminder Singh (father) and Gurdev Kaur (mother). The date of birth of Kamaljit Singh is 20.05.2001. The natural parents with their own sweet will gave the adoptive child in adoption to the petitioners. The adoption ceremony took place on 18.02.2015 at the home of the petitioners. The parties are

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Hindus and the adoption is governed by the Hindu Adoption and Maintenance Act, 1956. The petitioners presented the adoption deed before respondent No.2 for registration in accordance with law, but the same was returned without assigning any reason. Hence, this writ petition.

In pursuance of notice of motion, learned State counsel has put in appearance and states that the State will proceed with the matter in accordance with law.

In view of above, instant petition is disposed of with liberty to the petitioners to appear before the Sub Registrar as well as Registrar i.e. Deputy Commissioner, empowered under the provisions of the Registration Act, 1908, for registration of the adoption deed. If the adoption deed is presented by the petitioners for registration, the Registering Authority shall take decision in this regard, in accordance with law, within a week.

Disposed of.

15.12.2015
parveen kumar

(Paramjeet Singh)
Judge