

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP No.13137 of 2016
Decided on : 08.07.2016

Dhanvir Kaur

... Petitioner

Versus

Punjab School Education Board

... Respondent

CORAM : HON'BLE MR.JUSTICE G.S. SANDHAWALIA

Present : Mr.Manu K.Bhandari, Advocate, for the petitioner.

G.S. Sandhawal, J. (Oral)

Petitioner has approached this Court under Article 226 of the Constitution of India, for the correction of her date of birth from 05.05.1987 to 29.01.1989 in the Matriculation certificate dated 05.06.2005 (Annexure P1). The said claim is based on the fact that the birth certificate issued under Section 17 of the Births & Death Registration Act, 1969 dated 08.02.2016 (Annexure P4) and the passport (Annexure P2) whereby the date of birth is depicted as 29.01.1989.

Counsel for the petitioner submits that a legal notice dated 28.01.2016 (Annexure P7) has already been served upon the respondent-Board and the petitioner would be satisfied if the same is decided within a fixed time-frame, on account of the fact that the petitioner proposes to immigrate abroad.

Keeping in view the fact that the decision making process is yet to be completed as the matter is still pending consideration and the legal notice dated 28.01.2016 (Anneuxre P7) and reminder dated 06.05.2016 (Anneuxre P8) is still pending, this Court does not feel it appropriate to call upon the respondent-Board to file reply.

Accordingly, without commenting upon the merits of the case or the entitlement of the petitioner for correction of the date of birth, the present writ petition is disposed of, with a direction to the respondent-Board to decide the said legal notice dated 28.01.2016 (Anneuxre P7), within a period of 6 weeks from the date of receipt of the certified copy of this order.

JULY 8th, 2016
sailesh

(G.S. SANDHAWALIA)
JUDGE