

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

**Civil Writ Petition No. 21714 of 2015  
Date of Decision: 21.12.2016**

Savitri

.....Petitioner

Vs.

Union of India and another

.....Respondents

**CORAM : HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK**

Present : Dr. Naresh Kaushik, Advocate  
for the petitioner.

Mr. Vivek Chauhan, Sr. Counsel  
for the respondent-Union of India.

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**RAMESHWAR SINGH MALIK J. (ORAL)**

Petitioner, by way of instant writ petition under Articles 226/227 of the Constitution of India, seeks a writ in the nature of Mandamus, directing the Regional Passport Officer, Jalandhar-respondent No.2 to change her date of birth in her passport from 1.1.1948 to 2.5.1938 and also to correct spelling of her name from Samitri to that of Savitri in her passport, which is to be renewed by respondent No.2.

Notice of motion was issued and in compliance thereof, reply was filed on behalf of respondent No.2.

Heard learned counsel for the parties.

The only practical difficulty expressed by learned counsel for respondent No.2 is that respondent No.2 has got no discretion or authority to carry out any change in the date of birth or in the spelling of name of the petitioner in her passport at his own level.

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In view of the abovesaid undisputed fact situation obtaining on record, present writ petition is disposed of with a direction to the Civil Surgeon, SBS Nagar (Nawanshahr) to get conducted ossification test of the petitioner, so as to ascertain her age. Let the test be conducted within a period of one month from the date of receipt of certified copy of this order.

So far change in the name of the petitioner is concerned, the Deputy Commissioner, SBS Nagar (Nawanshahar) is directed to get an enquiry conducted through Tehsildar concerned about the name and residence of the petitioner and thereafter, he shall issue an appropriate certificate within a period of one month from the date of receipt certified copy of this order.

Once the needful is done by the Civil Surgeon and Deputy Commissioner, petitioner shall approach respondent No.2 with both these documents, i.e. report of ossification test and enquiry report to be submitted by the Deputy Commissioner. On presentation of both these documents, respondent No.2 shall reconsider the claim of petitioner and decide the same at an early date, by passing an appropriate order, strictly in accordance with law, but in any case within a period of six weeks after filing an appropriate representation or application alongwith abovesaid two documents.

With the abovesaid observations made and directions issued, present writ petition stands disposed of.

21.12.2016  
*Ak Sharma*

**(RAMESHWAR SINGH MALIK)**  
**JUDGE**

*Whether speaking/reasoned Yes/No*  
*Whether reportable: Yes/No*