

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

(110)

CWP-4636-2017

Decided on: March 07, 2017.

Jag Mohan

.... Petitioner

Versus

Union of India and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE M.M.S. BEDI

Present: Mr. Vijay Dahiya, Advocate, for the petitioner.

M.M.S. BEDI, J (ORAL)

Seeking the same relief, the petitioner had filed a suit for declaration which has been dismissed on 26.10.2016.

Since the disputed question of fact and law is involved regarding correction of the date of birth in the matriculation certificate and other documents, the petitioner could have filed an appeal against the order passed by the Civil Court but instead of filing of appeal, the petitioner has filed the present writ petition.

This petition is disposed of as not maintainable with liberty to the petitioner to file an appeal and get adjudication from the competent Court of law as the petitioner has already availed the alternative remedy of approaching the Civil Court.

This order will not, in any manner, prejudice the right of the petitioner in appeal. The petitioner may avail the benefit of Section 18 of the Limitation Act, in case, any delay has been caused on account of approaching this Court or on account of wrong advice given to the petitioner.

**(M.M.S. BEDI)
JUDGE**

March 07, 2017

harsha

Whether speaking/reasoned:

Yes/No

Whether reportable:

Yes/No