

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

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CWP-20304-2022

Date of decision: 08.09.2022

Saanjh Bhutani

... Petitioner

Vs.

State of Haryana and others

... Respondents

CORAM: HON'BLE MR. JUSTICE VINOD S. BHARDWAJ

Present: Mr. Namit Khurana, Advocate for the petitioner.

VINOD S. BHARDWAJ, J. (ORAL)

The instant writ petition seeks issuance of directions in the nature of mandamus to respondents No.2 and 3 to correct the birth record of the petitioner by correcting the name of the petitioner as “Saanjh Bhutani” instead of “Priyanshi” in the record of births maintained by the respondents.

Learned counsel contends that the petitioner was born on 22.06.2016 at PGIMS, Rohtak and entry in this regard was made in the record of Birth and Death vide registration No. B-2016:6-90132-001770 dated 12.07.2016.

Thereafter, in all the documents i.e. Aadhar card; school records; bank accounts and other relevant documents the name of the petitioner has been incorporated as Saanjh Bhutani. The said documents have been appended along with the instant petition as Annexures P-1 to P-4.

In the birth certificate issued by the respondents, her name was

entered as Priyanshi. It is contended that there is no dispute about the identity of the petitioner and also there is no change regarding the date of birth of the petitioner. He submits that representation and thereafter a legal notice, dated 11.07.2019 was sent to the respondents, however, no action was taken thereupon. He contends that this Court has repeatedly held that Section 15 of the Registration of Births and Deaths Act, 1969 does not hold any bar in rectification of change of name. He places reliance on the judgment passed by this Court in the matter of *Shweta Sharma Versus State of Haryana and others*, reported as 2011(3) RCR (Civil) 442 and in the matter of *Amit Munjal versus The State of Haryana*, reported as 2018 (2) PLR 226(2).

He submits that at this juncture, he would be satisfied in case the respondent authorities are directed to look into the legal notice dated 11.07.2019 and to pass a speaking order thereupon.

Notice of motion.

On asking of the Court, Mr. Vivek Chauhan, AAG, Haryana, accepts notice. Additional Advocate General, Haryana has no objection to the aforesaid prayer of the petitioner being accepted.

In view thereof, the present petition is disposed of with a direction to respondent No.3 to look into the legal notice, dated 11.07.2019 and to pass an appropriate speaking order after affording an opportunity of hearing to the petitioner within a period of three months from the date of receipt of certified copy of this order.

08.09.2022

pooja saini

(VINOD S. BHARDWAJ)
JUDGE

Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No