

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

109

CWP-36-2023

Date of decision: 06.01.2023

SHASHI AND ANOTHER

.....Petitioners

VERSUS

STATE OF HARYANA AND OTHERS

.....Respondents

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

Present:- Mr. Rajesh Kumar Dhankhar, Advocate
for the petitioners.

VINOD S. BHARDWAJ, J. (Oral)

The instant petition has been filed under Articles 226/227 of the Constitution of India for seeking quashing of the impugned office order No. 2535 dated 06.12.2022 (Annexure P-1) as well as the Death Certificate dated 07.07.2021 (Annexure P-3)

Learned counsel appearing on behalf of the petitioner contends that Smt. Santro has passed away on 07.04.2021, however, on account of an erroneous information recorded, the Death Certificate mentioned the date of death as 31.05.2021. He contends that the petitioners had no role in giving any misinformation to the concerned authority about the date of death and that there are now apprehensive of criminal case being registered against them. He further contends that no benefit of any wrong death certificate has been availed by the petitioners.

It is however not disputed that two death certificates giving different dates of death of Smt. Santro had been issued by the authority

concerned and that the said aspect needs to be inquired into. The impugned communication nowhere alleges that the information in question has been given by the petitioners herein. It is also evident that the petitioner Ms. Shashi had herself apprised the concerned authorities about the two death certificates having been issued.

Be that as it may, the case is still at premature stages and would require some inquiry for carrying out the necessary rectification. The present petition is thus pre-mature.

The petitioner thus seeks permission to withdraw the present petition at this stage with liberty to approach the concerned authorities and to apprise all facts to them and to take recourse to remedies available to them in accordance with law.

Disposed of as withdrawn being pre-mature.

(VINOD S. BHARDWAJ)
JUDGE

JANUARY 06, 2023

Vishal sharma

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