

IN THE PUNJAB AND HARYANA HIGH COURT AT
CHANDIGARH

122

CWP-114-2024
Date of Decision: 08.01.2024

SURJIT

.... Petitioner

VERSUS

STATE OF PUNJAB AND OTHERS

.... Respondents

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

Present: Mr. Umesh Kumar Kanwar, Advocate
for the petitioner.

VINOD S. BHARDWAJ, J. (ORAL)

The instant petition has been instituted under Articles 226/227 of the Constitution of India, 1950 seeking issuance of a writ in the nature of Mandamus directing the respondents to correct the Date of Birth of the petitioner in the Birth Register wherein the Date of Birth of the petitioner has mentioned as 24.11.1997 instead of 24.12.1997.

Learned counsel for the petitioner contends that the petitioner was born on 24.12.1997 at Fatehpur District Jalandhar. The parents of the petitioner have got recorded the information of birth to village Chowkidar. The village Chowkidar got recorded the name of the petitioner in the Birth Register. The date of birth inadvertently has been got recorded as 24.11.1997 instead of 24.12.1997. The petitioner was not aware about the mistake made in the Birth Register while recording the Date of Birth of the petitioner. In the School record, Passport and Aadhar Card, the Date of Birth of petitioner has

been recorded as 24.12.1997, however, due to the mistake/correction in the birth certificate, date of birth of the petitioner does not tally with the other documents. Further, it is contended that the date of birth in the Birth Certificate has wrongly got recorded as 24.11.1997, whereas the actual Date of Birth of the petitioner is 24.12.1997. The father of the petitioner approached the respondent No.3 for a number of times, but nothing fruitful could be fetched. Lastly, a representation dated 02.11.2023 (Annexure P-6) has been submitted by the petitioner upon respondent No.3-District Registrar, Births & Deaths, Jalandhar District Jalandhar for correction of the date of birth in the Birth Certificate but till date no action has been taken by the concerned authority.

Notice of motion.

Mr. Mohit Kapoor, Additional Advocate General, Punjab appears and accepts notice on behalf of respondents.

Learned counsel for the petitioner, however, submits that at this juncture, he would be satisfied if respondent No.3-District Registrar, Births & Deaths, Jalandhar District, Jalandhar is directed to consider and decide the representation dated 02.11.2023 (Annexure P-6) in a time bound manner.

Learned counsel for the respondents does not oppose the prayer made by learned counsel for the petitioner.

Accordingly, in view of the above, with the consent of the parties and without commenting anything on the merits of the case, the present petition is disposed of while directing respondent No.3-District Registrar, Births & Deaths, Jalandhar District, Jalandhar to consider and decide the representation dated 02.11.2023 (Annexure P-6) by passing a reasoned and speaking order after affording an opportunity of hearing to the

respective parties within a period of three months from the date of receipt of certified copy of this order.

Petition stands disposed of accordingly.

JANUARY 08, 2024
Vishal sharma

(VINOD S. BHARDWAJ)
JUDGE

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