



IN THE PUNJAB AND HARYANA HIGH COURT AT
CHANDIGARH

262

CWP-21160-2023
Date of Decision: 18.09.2024

NARESH (MINOR) AND ANR. (THROUGH GUARDIAN/MOTHER
HARJIT KAUR)

... Petitioner

VERSUS

STATE OF PUNJAB AND ANOTHER

... Respondents

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

Present: Mr. Dharamveer Banyal, Advocate
for the petitioner.

Mr. Aditya Sharda, DAG, Punjab.

VINOD S. BHARDWAJ, J. (ORAL)

Prayer in the present petition is for directing the respondents to change the name of Naresh and Kilash Chamat both sons of Narinder Singh resident of village Dhade Bawa Moher Singh, P.O. Bullowal, District Hoshiarpur, Punjab.

Reply by way of an affidavit of Dr. Pawan Kumar, District Registrar-cum-Civil Surgeon, Hoshiarpur, Punjab has been filed on behalf of respondent No.1 and 2. The relevant part of the same is reproduced as under:

“1. That the present petition is not maintainable in the eyes of law as the petitioner know very well that vide clarification Circular letter of office of Director, Health and Family Welfare- Cum-Chief Registrar, Births and Deaths, Punjab, Chandigarh No.SBHI (1ME1) (Inst.) Pb:15/7765-86, dated 04.09.2015, the Govt. has issued clarification that the name of child registered at

2024:PHHC:123568



CWP-21160-2023

-2-

the time of births can be changed in case of clerical mistake without an alias but a mistake which is not clerical can be corrected by adding alias with both names and written both names in concerned register and certificate. The clarification letter of office of Director, Health and Family Welfare-cum-Chief Registrar, Births and Deaths, Punjab, Chandigarh, No.SBHI (1ME1) (Inst.) PB:15/7765-86, dated 04.09.2015. The copy of same is attached here with as Annexure R-1.”

In view of the above, learned counsel for the petitioners submits that he shall move an appropriate application before the concerned Competent Authority for issuance of correct and appropriate birth certificate and as such, he does not wish to press the instant petition at this stage.

Disposed of as not pressed at this stage, with the liberty as aforesaid.

Needless to mention that in the event of the petitioner submitting any such application for issuance of fresh Birth Certificate in terms of the notification issued by the respondents, necessary action shall be taken by the respondents at the earliest and preferably within a period of one month from the date of submission of the application.

SEPTEMBER 18, 2024
rajender

(VINOD S. BHARDWAJ)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No