



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

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CWP-33981-2019 (O&M)

Date of decision: 18.07.2024

Dharambir Singh

...Petitioner

VERSUS

District Sainik & Ardh Sainik Welfare Office, Bhiwani and others

...Respondents

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

Present :- Mr. Bhupender Ghanghas, Advocate for the petitioner.

Mr. Amit Sharma, Sr. Panel Counsel for the respondents.

VINOD S. BHARDWAJ, J. (Oral)

1. Prayer in the present writ petition is for directing the respondents to correct the name and date of birth of the wife of the petitioner in the certificate issued by respondent No.2-Ex. Servicemen Contributory Health Scheme (ECHS) Polyclinic, Bhiwani.

2. Learned counsel appearing on behalf of the petitioner contends that the petitioner is an Ex. Naik bearing No.14905469-M and has retired from the Indian Army. The petitioner has been issued a certificate under the Ex. Servicemen Contributory Health Scheme, however, the spelling of the name and date of birth of his wife has been wrongly mentioned as “Shroj Bala” and date of birth has also been mentioned as 06.02.1963 Aadhar No. 5876-8800-6439 whereas the correct spelling of the name is “**Saroj Devi**” and her date of birth is **15.05.1963**. He contends that the said spelling and



date of birth had been erroneously filled in at the time of filling of service particulars by the petitioner, by the person Incharge. The said error could not be noticed earlier by the petitioner as it was not causing any prejudice and difficulty, but now the wife of the petitioner is being denied the benefits due to her on account of wrong name.

3. Learned counsel for the respondents on the other hand contends that the name “Shroj Bala” was mentioned in the nomination form filled on instruction from the petitioner in the year 1982, when the petitioner joined the services, and that the present application is much delayed. The petition thus deserves to be dismissed.

4. I have heard the learned counsel appearing on behalf of the respective parties and have gone through the documents available on record.

5. The identity of the wife of the petitioner against Aadhar No. 5876-8800-6439 is not a subject matter of dispute. The name as mentioned in the Aadhar Card against the aforesaid Aadhar number is “Saroj Bala” and the date of birth is 15.05.1963. Instead the name has been mentioned as “Shroj Bala” with the date of birth as 06.02.1963, however, the date of birth actually has not been declared in the nomination form allegedly submitted by the petitioner on 20.10.1982. So far as the error of spelling is concerned, it is evident that the same is filled up in a different handwriting and there can be a spelling error of a proper noun depending upon the Region from where the person filing up the form belongs to and their pronunciation of the names. In any case, the identity of the wife of the petitioner remains undisputed as the Aadhar Card remains the same even in Annexure P-1,



which had been generated by the Ex. Servicemen Contributory Health Scheme (ECHS) Polyclinic, Bhiwani.

6. I find that the error is apparently innocuous and typographical, however, the same has the effect of denying the admissible benefits to the wife of the petitioner. It is a recurring cause of action and there is no case of a mistaken identity or the petitioner having any other spouse.

7. The present petition is accordingly **allowed**. The respondents are accordingly directed to carry out an appropriate correction in the name as “**Saroj Bala**” instead of “Shroj Bala” and the date of birth be appropriately corrected as **15.05.1963** instead of 06.02.1963 as mentioned in the ECHS documents appended as Annexure P-1.

8. The present order is without prejudice to any right of any 3rd party who may dispute the spousal status of Saroj Bala against Aadhar No. 5876-8800-6439.

(VINOD S. BHARDWAJ)
JUDGE

18.07.2024
Mangal Singh

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