



CWP-9377-2026

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

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CWP-9377-2026

Date of Decision: 30.03.2026

Kuldeep Kaur**...Petitioner****Versus****State of Punjab and others****...Respondents****CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL**

Present: - Mr. Suvir Sidhu, Advocate for the petitioner

Mr. Arun Jindal, Additional Advocate General, Punjab

JAGMOHAN BANSAL, J. (Oral)

1. The petitioner through instant petition under Articles 226/227 of the Constitution of India is seeking direction to respondents to take an appropriate action on the basis of inquiry report dated 13.02.2023 wherein death certificate of Late Smt. Nihal Kaur has been found suspicious and fabricated.

2. The petitioner claims that Smt. Nihal Kaur died on 03.03.1972 at New Delhi. Her death was duly registered with competent authority at New Delhi. The private respondents, in order to usurp her valuable property, situated in Lajpat, Nagar, New Delhi procured a forged death certificate from S.A.S Nagar (Mohali), reflecting her death in 1996. An inquiry was conducted by Health Department which included verification from Government printing press. In the inquiry, it was found that stationery printed in 1998 was used for making entry of purported death of Smt. Nihal Kaur in 1996. The Health Department made communications to higher

authorities to the effect that there is need to conduct fair inquiry. Office of



Chief Registrar, Births & Deaths-cum-Director, Health & Family Welfare referred the matter to Director General of Police, Punjab. As per inquiry report received by complainant on 09.08.2024, the police authorities have not properly inquired the matter. Senior Superintendent of Police, S.A.S Nagar (Mohali) vide report dated 05.02.2024 has concluded that as per records of cremation ground, Phase VII, Mohali and Municipal Corporation, Mohali, Smt. Nihal Kaur died on 09.02.1996. He has further noticed that a civil suit is pending before Delhi High Court, thus no further action is required.

3. The petitioner claims that on the basis of reports of Health Department, the respondents should take an appropriate action against private respondents as well as Government officials who in connivance with each other have prepared forced and fabricated death certificate.

4. From the perusal of record, it is evident that matter with respect to date of death of Smt. Nihal Kaur is pending before Delhi High Court. The Health Authorities are forming opinion that Smt. Nihal Kaur died on 03.03.1972 whereas few individuals have created record showing her death on 09.02.1996. Senior Superintendent of Police, S.A.S Nagar (Mohali) has formed an opinion that matter is pending before Delhi High Court.

5. Jurisdictional Senior Superintendent of Police has already formed *prima facie* opinion and health authorities are having different opinion. Matter is pending before Delhi High Court though in the form of civil litigation. This Court cannot adjudicate disputed questions while exercising writ jurisdiction. The petitioner either should pursue her claim before the Delhi High Court in the aforesaid pending matter or avail

pursue her claim with respect to cancellation of death certificate of Smt. Nihal Kaur with Health Authorities. The Court is sanguine that Health Authorities would proceed in accordance with law.

6. The petition stands disposed of in above terms.

(JAGMOHAN BANSAL)
JUDGE

30.03.2026
Mohit Kumar

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