



CWP-11072-2026

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

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CWP-11072-2026

Date of Decision: 10.04.2026

Gurmeet Kaur

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present: - Mr. Amit Arora, Advocate for the petitioner
Mr. Vikas Arora, Deputy Advocate General, Punjab
(assisted by Mr. Prem, Local Registrar, Births & Deaths,
Tarn Taran)

JAGMOHAN BANSAL, J. (Oral)

1. The petitioner through instant petition under Articles 226/227 of the Constitution of India is seeking quashing of Non-Availability Certificate dated 26.11.2025 (Annexure P-6) issued by respondent No.2- Chief Registrar, (Births & Deaths), Directorate of Health Services, Punjab.

2. The petitioner is widow of husband-Jarnail Singh @ Jally who was in police custody with respect to FIR No. 29 dated 06.04.2025 under Section 15-B of NDPS Act read with Section 61 of Punjab Excise Act registered at Police Station Sarai Amant Kha, District Tarn Taran. On 20.10.2025, husband of the petitioner suffered difficulty in breathing and was taken to Jail Hospital where Medical Officer admitted him for treatment. Upon deterioration of his health, he was referred to Civil Hospital, Tarn Taran. On 21.10.2025, at about 3:20 PM he was declared brought dead by Medical Officer who was present at Civil Hospital, Tarn



Taran. His post-mortem was conducted on 22.10.2025 and report was issued on 03.11.2025. After conducting death rituals, a certificate dated 31.10.2025 was issued by Gurudwara Shri Baoli Sahib, Shri Goindwal Sahib (Tarn Taran). Widow of the deceased submitted an application along with FORM 2 to get the Death Certificate of her husband. She requested Jail Superintendent, Central Jail, Shri Goindwal Sahib, District Tarn Taran to send intimation and death details to concerned authority. Accepting her request, Assistant Superintendent, Central Jail, Shri Goindwal Sahib vide letter dated 06.11.2025 requested Medical Officer, ESI Hospital, Shri Goindwal Sahib, District Tarn Taran to issue Death Certificate. Respondent No.2-Chief Registrar, (Births & Deaths), Directorate of Health Services instead of issuing Death Certificate issued Non-Availability Certificate dated 26.11.2025 (Annexure P-6).

3. Mr. Vikas Arora, Deputy Advocate General, Punjab, who on advance notice is present in Court on behalf of respondent-State, at the outset, submits that petitioner has not filed application in proper proforma. He, during the course of hearing, handed over copy of proforma to learned counsel for the petitioner. He assures the Court that the moment petitioner files application in aforesaid proforma, the competent authority would issue her husband's Death Certificate.

4. Learned counsel for the petitioner agrees to aforesaid arrangement.

5. In the wake of statement of both sides, the petition stands disposed of. Let the needful be done within two weeks from the date of submission of proforma.

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6. It is made clear that petitioner shall not be asked to submit any information which is beyond her control.

(JAGMOHAN BANSAL)
JUDGE

10.04.2026*Mohit Kumar*

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