



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

CWP-46-2025

Date of Decision :23.01.2025

JASWINDER KAUR AND OTHERS

.....Petitioners

VERSUS

STATE OF PUNJAB AND OTHERS

.....Respondents

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present : Mr. Ashutosh Gupta, Advocate,
for the petitioners.

Mr.Pardeep Bajaj, DAG, Punjab.

Mr. Satya Pal Jain, Addl. Solicitor General with
Ms. Shreyanshi Verma, Advocate,
for the respondent-UOI.

KULDEEP TIWARI, J.(Oral)

1. On 07.01.2025, the following order had been passed by this

Court:-

“The petitioners, who are the legal heirs of the deceased Gurmeet Singh, have approached this Court for issuance of a mandamus upon the competent authority amongst the respondents concerned, to ensure the transit of the body of the said deceased most expeditiously, and thereupon, enabling them to conduct the post mortem of the dead body, as the death of the deceased is surrounded with suspicious circumstances, and thereafter, to perform the last rites of the deceased.

What surfaced from a perusal of the instant petition is that, one Gurmeet Singh, who was working with respondent no.7, is reported to have died in international water, while the ship was 250 miles away from Brazilian Coast, i.e. outside the territory of India.

Notice of motion.

Mr. Sahil R. Bakshi, AAG, Punjab, accepts notice on behalf of respondents no.1 to 4, and waives service.

Mr. Satya Pal Jain, Additional Solicitor General of India, accepts notice on behalf of respondents 5 and 6, and waives service.

Since the instant matter pertains to the death of an Indian citizen outside the territory of India, and his body is under transit, as mentioned in the instant petition, therefore, this Court deems it fit and appropriate to pass an interim mandamus upon respondents no.5 and 6, to ensure the expeditious transit of the dead body of the deceased-Gurmeet Singh.

A further *mandamus* also is passed upon them, that the moment the dead body of the said Gurmeet Singh, arrives in the territory of India, a post mortem shall be conducted upon the same, by respondent no.2-Civil Surgeon/Chief Medical Officer, District SAS Nagar, Mohali, by constituting a board of doctors, and thereupon, the dead body shall be handed over to the present petitioners for performing the last rites.

Adjourned to 15.01.2025.

A compliance report be filed by the respondents concerned, on or before the next date of hearing.

To be shown in the urgent list.

A copy of this order be handed over to learned State counsel(s) for compliance, under the signature of the Bench Secretary of this Court.”

2. Today, learned Additional Solicitor General, appearing for the respondent-UOI, on instructions imparted to him, informs this Court that the direction given in the order (*supra*), have been complied with, and a copy of the *post mortem* report has also been handed over to learned counsel for the petitioner, today, in the Court itself.
3. Since the grievance of the present petitioner has been redressed, therefore, no further direction, is required to be passed. Consequently, the instant petition is ordered to be closed.
4. **Disposed of** accordingly.

January 23, 2025
dharamvir

(KULDEEP TIWARI)
JUDGE

Whether speaking/reasoned. : Yes/No
Whether Reportable. : Yes/No