

C.Miss.No.6494/2022

Dt.29.03.2023

ORDERS ON PETITION

The Petitioner has filed this petition U/s 13(3) of the Registration of Births and Deaths Act seeking direction to Respondent Authority to cause entry of his son date of birth in concerned register.

2.the factual matrix of the petitioner's case is as under:-

The petitioner's son is born on **08.06.2018**. The petitioner is in need of his birth certificate for documentation purpose, in this regard, he has approached the Respondent authority for birth certificate. The Respondent authority issued Non availability endorsement. Hence, the petitioner is construed to file this petition.

3. Heard. Inspite of issuance of notice, the respondent failed to appear before this court. Hence, case is posted for evidence. Petitioner himself examined as PW1 and got marked Ex.P.1 to P.4.

4. Heard.

5. The following points arise for my consideration:

1. Whether direction is necessary to cause entry of the date of birth of the petitioner's son in the concerned register maintained by the Respondent authority.?

2. What Order?

6. By considering the petition averments, evidence and hearing of the parties my answer to the **above point is in the Affirmative** for the following.....,

REASONS

7. The learned counsel for the petitioner submitted her contention as per the pleadings of the petitioner.

8. In this case, the petitioner specifically taken contention that, **his son was born on 08.06.2018**. This fact is reflected from the documents. Further discloses that, the Respondent authority issued non availability certificate, it clearly shows that the respondent authority not caused entry in respect of date of birth in concerned register. By considering all these aspects I am of the opinion that, it is just and proper to cause entry of the date of birth of the petitioner in the concerned register. Therefore, proceed to pass the following..,

O R D E R

The petition filed by the petitioner under Section 13(3) of the Registration of Births and Deaths Act, 1969 is allowed.

The Respondent is hereby directed to enter the date of birth of the **Petitioner's son by name Kanish Gowda, is S/o.H.Manjunatha Gowda and Smt.Suchithra.K and his date of birth is 08.06.2018, in the concerned register and issue the birth certificate of the Petitioner, after collecting the prescribed fee, as per law.**

(I.P.Naik)
XXX Addl.C.M.M., B'lore.