

IN THE COURT OF THE METROPOLITAN MAGISTRATE,
12TH COURT, BANDRA, MUMBAI.

Notice No. 602/N/2018

Mohamad Rahmat Ali Ansari
R/at. Mahatma Gandhi Nagar Chawl,
Social Nagar, Noorul Huda
Masjid, Sion Dharavi, Mumbai-17 ... Applicant

V/s.

The Registrar of Birth & Death,
H/West Ward, B.M.C.,
Bandra (W), Mumbai ... Respondent

ORDER BELOW APPLICATION FOR REGISTRATION OF BIRTH

1] This is an application filed by applicant Mohamad Rahmat Ali Ansari with contention that his son namely Mohamad Raees Rahmat Ali Ansari was born on 19/05/2017 in Shanti Multi Speciality Hospital.

2] The applicant submitted that due to mistake of non production of documents from the side of hospital authority to the concerned B.M.C. office, birth of son of applicant could not get registered. Therefore delay has been caused in informing the birth. Hence, the present application.

3] The respondent i.e. Medical Officer of Health, H/West Ward, Bandra W, Mumbai has filed report and submitted that no record of birth of male child Mohamad Raees Rahmat Ali Ansari is available with their office as the birth report of the said child has not been sent by the hospital.

4] On notice being issued to concerned hospital, reply letter dated 26/09/2018 was received wherein the hospital sought apology for failure on its part to report birth as per rules and also confirmed that birth was on 19/05/2017 at their hospital.

5] Alongwith this application, the applicant has filed on record his affidavit stating every facts as per his application and enclosed verified copy of his Aadhaar Card and xerox copies of discharge summary report of hospital and vaccination card of child. Also, the applicant has filed on record affidavit of Noorunnisha Mohd. Rahmat Ali – wife of the applicant who on oath stated that her son namely Mohamad Raees Rahmat Ali Ansari was born on 19/05/2017 in hospital. Verified copy of her Aadhaar Card is filed on record as proof of her identify and address.

6] On perusing the application, documents of the applicant in support of the application, affidavits and report of BMC and also letter received from hospital, this Court does not find any hesitation to accept that 19/05/2017 is true and correct date of birth of son of the applicant. Hence, proceed to pass following order.

ORDER

1 The application is allowed.

2 The concern authority 'The Registrar, Birth and Death, H/West Ward, Bandra (W), Mumbai – 400 050' is directed to take entry of the date of birth i.e. 19/05/2017 (Nineteen May Two Thousand Seventeen) of Mohamad Raees Rahmat Ali Ansari son of Mr. Mohamad Rahmat Ali Ansari and Mrs. Noorunnisha Mohd. Rahmat Ali, in their register on accepting the fees as per the rules.

Sd/-

Mumbai
Date: 02/02/2019

(S. R. Sharma)
Metropolitan Magistrate
12th Court, Bandra, Mumbai.