

**IN THE COURT OF THE II ADDITIONAL CHIEF JUDICIAL
MAGISTRATE OF BENGALURU CITY**

Dated this the 26th day of March 2026

PRESENT : **SRI.SAHEEL AHMED S. KUNNIBHAVI**, B.Com., LL.B. (Spl.)
II Additional Chief Judicial Magistrate, Bengaluru City

Cri.Misc.No.3872/2026

PETITIONER : Shakeera, D/o Pyaru,
Aged about 48 years,
R/at No.890, Dayananda Slum,
Jayanagar 1st Block, Jayanagar South,
Jayanagar 3rd Block, Bengaluru - 11.

(By Sri.Vaseemuddin, Advocate)

V/s

RESPONDENT : The Registrar of Births and Deaths,
Office of the Commissioner,
BBMP, N.R.Square, Bengaluru-560002.

(By Smt.Girija B., Advocate)

ORDERS

This petitioner has filed this petition under Section 13(3) of the Registration of Births and Deaths Act, 1969 seeking an order to register her birth and to issue Birth Certificate.

2. The petitioner has contended in the petition that she was born on 01.01.1978 and due to ignorance of law and procedure her parents have not registered her birth with the respondent. The Birth Certificate is required for documentation purpose. When she

approached the respondent for the Birth Certificate, they have issued the Non-Availability Certificate. Hence, this petition is filed.

3. The respondent filed objections to the said application.

4. The points that would arise for my consideration are as follows:-

1. Whether the petitioner has made out sufficient grounds to allow the Petition?

2. What order?

5. My findings on the above points are as under:-

Point No.1 : In the Affirmative;

Point No.2 : As per final order for the following:-

REASONS

6. **POINT No.1** : It is contended by the petitioner that she was born on 01.01.1978 and her birth particulars are not entered in the Register of the respondent due to ignorance of law and procedure. The petitioner was examined as PW1 and got marked Ex.P1 to Ex.P5 documents. Ex.P1 is the Non-Availability Certificate, Ex.P2 and Ex.P3 are the notarized copies of Aadhar Card and PAN Card of the petitioner respectively. Ex.P4 and Ex.P5 are the notarized copies of Aadhar Card and PAN Card of the mother of the petitioner respectively.

7. On perusal of Ex.P2 and Ex.P3 documentary evidences, it appears that the date of birth of the petitioner is 01.01.1978. I verified the original. From the above evidence, the petitioner has proved that she was born on 01.01.1978. The petitioner has made out sufficient grounds to allow the petition. Hence, I answer **Point No.1 in Affirmative.**

8. **POINT NO.2** :- In view of the above findings on Point No.1, I proceed to pass the following:

ORDERS

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

The respondent is directed to enter the event of birth of the petitioner by name Shakeera, D/o Pyaru and Smt.Rajiya as 01.01.1978 at R/at No.890, Dayananda Slum, Jayanagar 1st Block, Jayanagar South, Jayanagar 3rd Block, Bengaluru - 11 and issue the Birth Certificate to the petitioner by collecting necessary fees.

It is made clear that the direction given in this case binds only the Petitioner and respondent in this case i.e., parties to this proceeding.

No order as to cost.

(Typed by Stenographer in the Court computer on my direct dictation, printout taken, corrected and then pronounced by me in the open court on this the 26th day of March 2026.)

(SAHEEL AHMED S. KUNNIBHAVI)
II ACJM, Bengaluru City.

ANNEXURE

List of witnesses examined on behalf of the Petitioner :

PW1 : Shakeera.

List of documents marked on behalf of the Petitioner :

Ex.P1 : Non-Availability Certificate.

Ex.P2 : Notarized Aadhar Card.

Ex.P3 : Notarized PAN Card.

Ex.P4 : Notarized Aadhar Card.

Ex.P5 : Notarized PAN Card.

List of witnesses examined on behalf of the Respondent :

- NIL-

List of documents marked on behalf of the Respondent :

- NIL -

II ACJM, Bengaluru City.