

KABG510003342026



**IN THE COURT OF THE PRL. CIVIL JUDGE AND JMFC,
AT GOKAK.**

-:Present:-

Sri. SAMPATTAKUMAR BALOLAGIDAD

B.A. LL.B., (Spl)

Prl. Civil Judge & JMFC,
Gokak.

Crl. Misc No.153/2026

Dated this 17th July 2026

PETITIONERS: 1. Shri. Ravindra @ Ravi S/o. Putalawa
Kallimani, Age : 52 Years, Occ: Agriculture,
R/o. Gokak, Tq. Gokak

(Sri. S.S Biradi, Advocate)

-V/s-

RESPONDENT: Registrar of Birth and Death,
CMC Gokak

(Exparte)

ORDER

The petitioner has filed the petition U/Sec.13(3) of Registration of Births and Deaths Act, 1969, seeking direction to respondent to enter death details of **Smt.Parvati @ Parvatevva W/o. Ashok Kallimani** who expired on **01-11-2011** at Gokak and to issue death certificate.

2. The brief facts of the case are as under:

The petitioner is son in law of Late **Smt. Parvati @ Parvatevva W/o. Ashok Kallimani** who died on 01-11-2011 at her residence in R/o. Gokak. The death date of deceased has not been intimated to the concerned authority due to oversight and inadvertent mistake. This fact has come to the notice to the petitioner, only after obtaining non-availability certificate issued by respondent. Hence, this petition.

3. On receipt of petition notice, the respondent is placed exparte.

4. Trial consisted of examination of petitioner No.1 as P.W.1, and got marked Ex.P1 to P8. None were examined on behalf of respondent. Ex.P.1 is the Non-Availability certificate, Ex.P2 is the Ruled Card, Ex.P3 is the Certified copy of Surviving family member certificate given by Tahashildar, Gokak, Ex.P4 is the Notarized copy of Death Certificate of brother of petitioner, Ex.P5 is the Notarized copy of death certificate son of brother of petitioner, Ex.P6 is the Notarized copy of Adhar Card of petitioner, Ex.7 is the Notarized copy of Voter ID card of Parvatavva Kallimani, Ex.8 is the

Samadarshi Kannada Daily News paper, Ex.P8(a) is the paper publication.

5. Heard arguments by petitioners side.
6. Upon hearing arguments and on perusal of materials placed on records, following points would arise for consideration.

1. **Whether the petitioner has made out ground to allow the petition?**
2. **What order?**

7. My findings to the above points are as under:

Point No.1: In the **Affirmative.**

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

REASONS

8. **Point No.1:** In order to prove his case, petitioner is examined as PW-1 and reiterated the petition contents in his examination in chief affidavit. The respondent is placed exparte. Therefore, there are no reasons to disbelieve the evidence given by petitioner side.
9. Reverting to the factual matrix of the present case, petitioner has deposed on oath that, his sister in law Smt. Parvati @ Parvatevva W/o. Ashok Kallimani. who died on 01-11-2011

at her residence in R/o.Gokak. The said fact remained unchallenged. The material placed by the petitioner discloses that the death date of deceased has not been entered in the concerned register and no rival interested persons come forward to contest the petition inspite of paper publication. Therefore, I answer the Point No.1 in the “**AFFIRMATIVE**”

- 10. Point No.2**:- For the foregoing reasons, I proceed to pass the following;

ORDER

The petition filed by petitioner U/Sec.13(3) of the Registration of Births and Deaths Act 1969 is hereby allowed.

The respondent is hereby directed to enter the death details of Smt. Parvati @ Parvatevva W/o. Ashok Kallimani who died on 01-11-2011 at her residence in R/o.Gokak in concerned register and to issue death certificate to the petitioner after collecting necessary fee and fine.

(Dictated to the Stenographer directly on the computer, typed by her, corrected by me and then pronounced in open court on this the 17th day of July 2026)

(SAMPATTAKUMAR BALOLAGIDAD)

Prl. Civil Judge & J.M.F.C.,
Gokak

ANNEXURES**WITNESSES EXAMINED ON BEHALF OF PETITIONERS:-**

PW-1 : Shri. Ravindra @ Ravi S/o. Putalawa
Kallimani,

WITNESSES EXAMINED ON BEHALF OF RESPONDENT:-

--- NIL ---

DOCUMENTS EXHIBITED ON BEHALF OF PETITIONERS:

Ex.P-1 : Non-Availability Certificate.
Ex.P-2 : Rule Card.
Ex.P-3 : Notarized copy of Surviving family
member certificate,
Ex.P-4 : Notarized copy of Death Certificate of
brother of petitioner,
Ex.P-5 : Notarized copy of Death Certificate of son
of brother of petitioner.
Ex.P-6 : Notarized copy of Adhar Card of
petitioner,
Ex.P-7 : Notarized copy of Voter ID card of Parvati.
Ex.P-8 : Paper publication in Samadarshi
Kannada news paper dated 10-03-2026

DOCUMENTS EXHIBITED ON BEHALF OF RESPONDENT

--- NIL ---

(SAMPATTAKUMAR BALOLAGIDAD)

Prl. Civil Judge & J.M.F.C.
Gokak