



Crl.Misc No.14/2026

**IN THE COURT OF CIVIL JUDGE & J.M.F.C.,
AT: HUKKERI**

Present: ADITYA R. KALAL B.A.L, LL.B, LL.M.,(Symbiosis)

Civil Judge & J.M.F.C., Hukkeri

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Dated this the 1st day of August, 2026

PETITIONERS:

- 1. Mallappa Lagamappa Pujeri,**
Age : 65 years, Occ : Agriculture,
R/o Islampur Village, Tq: Hukkeri,
Dist: Belagavi
- 2. Shetteppa Lagamappa Pujeri,**
Age : 68 years, Occ : Agriculture
R/o Islampur Village, Tq: Hukkeri
Dist: Belagavi
- 3. Basappa Lagamappa Pujeri,**
Age : 63 years, Occ : Agriculture,
R/o Islampur Village, Tq: Hukkeri
Dist: Belagavi
- 4. Laxmi Fakirappa Ankalagi,**
Age : 60 years, Occ : Household,
R/o Bammanatti Village, Tq:Dist: Belagavi
Dist: Belagavi
- 5. Mallawwa Hanamant Gadadavar,**
Age : 57 years, Occ : Household,
R/o Islampur Village, Tq: Hukkeri
Dist: Belagavi

(Represented by Shri. B.K.Patil, Advocate)



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-V/s-

RESPONDENT:

The Tahasidar, Hukkeri
(Registrar of Births and Deaths,)
Tq: Hukkeri, Dist: Belagavi.

(Placed Exparte)

ORDERS

This petition is filed by the petitioners U/Sec.13(3) of The Registration of Births and Deaths Act, 1969.

BRIEF FACTS :

2. The father of petitioners by name Lagamappa Shetteppa Pujeri died on 22.12.1986 at Islampur Village, Tq: Hukkeri, Dist: Belagavi. The petitioners have orally intimated the same to the concerned authority, but the same does not have been appear in the death register maintained by the office of the respondent. Now, the petitioners are in requirement of the death certificate of Lagamappa Shetteppa Pujeri from the competent authority, as such they had filed an application before the respondent and the respondent office has issued non-availability certificate on 07.01.2026 as the date of death of Lagamappa Shetteppa Pujeri was not entered. Hence, the petitioners have filed this petition to



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enter the date of death of Lagamappa Shetteppa Pujeri in the respondent's office.

3. In spite of service of notice, respondent has not appeared before the Court and has not contested the case. Hence, he was placed ex-parte.

4. Heard arguments of the learned counsel for the petitioners and perused the materials available on record.

5. The following points arises for the consideration of this Court:

POINTS

1. Whether the petitioners have made out sufficient grounds to allow this petition?
2. What order?
- 6.** This Court answers the above points as hereunder :

POINT No.1: In the Affirmative

**POINT No.2: As per final order
for the following:**

REASONS

7. POINT No.1: That Lagamappa Shetteppa Pujeri who was said to be the resident of Islampur village, Tq: Hukkeri, Dist:Belagavi is the father of petitioners and that he died on



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22.12.1986 at Islampur village, Tq: Hukkeri. But, the said fact is not registered in the respondent's office through oversight. During the enquiry, the petitioner No.1 has got examined himself as P.W.1 and has got marked 6 documents as Ex.P1 to 4. Among them, Ex.P1 is non-availability certificate, issued by Tahasildar, Hukkeri on 07.01.2026, which discloses that date of death of father of petitioners by name Lagamappa Shetteppa Pujeri was not entered in the register maintained by the respondent. Ex.P-2 is the attested copy of Aadhar card of P.W.1, Ex.P-3 and 4 are the two paper publications made in Kannada Daily News papers dated 21.01.2026. The genealogy shown in the petition states that, the deceased Lagamappa Shetteppa Pujeri is the father of petitioners. Further, in spite of the service of notice to the respondent, he did not appear before the Court and placed exparte. The evidence of the P.W.1 is not challenged by the respondent. The oral evidence of the P.W.1 is corroborated by the documentary evidence. The date of the death is corroborated by the date in the Non-Availability certificate.

8. The object of the Registration of Births and Deaths Act, 1969 is to give legal status to the registration of births and deaths by judicial machinery. A legal duty is cast upon the persons



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specified in Section-8 to give information to the Registrar of Births and Deaths. Section-13 lays down the procedure for delayed registration of births and deaths. In case of non-registration within one year of the occurrence of birth or death, the registration could take place under Section 13(3) only on an order made by the Magistrate after verifying the correctness of the birth or death. Rule 9(3) of the Karnataka Registration of Births and Deaths Rules, 1999 states that any birth or death which has not been registered within one year of its occurrence, shall be registered only on an order of a Magistrate of the First Class or a Presidency Magistrate under Section 13(3) and on payment of a late fee of rupees ten. On the basis of the enquiry which is conducted before the Court, the petitioner No.1 has sworn on oath and has stated that the death of father of petitioners has not been registered and that he died at Islampur Village, Taluk Hukkeri, within the jurisdiction of this Court. The said evidence has remained uncontroverted. Hence, there is no reason to disbelieve the evidence of the petitioners and therefore I am of the considered opinion that, the petitioners have made out grounds to allow this petition and accordingly, ***this Court answers point No.1 in the Affirmative.***



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9. POINT No.2: In the result, this Court proceeds to pass the following:

ORDER

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

*The respondent is hereby directed to enter the date of death of **Lagamappa Shetteppa Pujeri** (ಲಗಮಪ್ಪ ಶೆಟ್ಟೆಪ್ಪ ಪೂಜೇರಿ), at **Islampur Village, Tq: Hukkeri, Dist: Belagavi as 22.12.1986**, in the Register after collecting late fee and issue death certificate, accordingly.*

It is needless to state that the said entry does not tantamount to conclusive evidence of the disputed date of death.

(Dictated to the Stenographer, directly on the computer, typed by her, corrected by me and then pronounced in the Open Court on this the 1st day of August, 2026)

(Aditya R. Kalal)
Civil Judge & JMFC., Hukkeri

**ANNEXURE****List of witnesses examined on behalf of petitioners:**

P.W.1 : Mallappa Lagamappa Pujeri

List of documents exhibited on behalf of petitioners:

Ex.P-1 : Non Availability Certificate

Ex.P-2 : Attested Copy of Aadhar card

Ex.P-3 & 4 : News papers publications

List of witnesses examined on behalf of respondent:

NIL

List of documents exhibited on behalf of respondent:

NIL

(Aditya R. Kalal)
Civil Judge & JMFC., Hukkeri



(Order pronounced in open court, vide separate order)

ORDER

**Civil Judge and JMFC.,
Hukkeri.**