

KABK210021272025



**IN THE COURT OF THE ADDITIONAL CIVIL JUDGE AND
JMFC., MUDHOL.**

**PRESENT: Sri. Pradip Potadar, B.Com., L.L.B.,
Addl. Civil Judge & JMFC, Mudhol.**

Dated this the 01st day of July 2026.

ORIGINAL SUIT No.238/2025.

**PLAINTIFF: Sri. Shrikant S/o. Bhimappa
Immannavar.**
Age: 19 years, Occ: Student.
R/o: Ingalagi, Tq: Mudhol, Dist: Bagalkot.

(By Sri. S. C. Ullagaddi, Advocate)

-Vs-

**DEFENDANTS:1.The State of Karnataka represented
by Deputy Commissioner, Navanagar,
Bagalkot.**

**2. The Deputy Director of Public
Institutions,
Navanagar, Bagalkote.**

**3. The Secretary,
Central Board of Secondary Education,
Regional Office, Gnan Bharathi Main
Road, Opp: National Law School of
India University, Chandra Layout
Extension II Stage, Nagarabhaavi,
Bengaluru-560072.**

**4. The Principal,
Sanadi International School Siddapur,
Tq: Jamakhandi, Dist: Bagalkot.**

**(The defendants No.1 & 2 is Asst.
Government Pleader)
(The defendant No.3 by Sri. M.M.Handi
Advocate)
(The defendant No.4 by Sri.S.S.Dangi
Advocate)**

Date of Institution of suit : 17.11.2025

Nature of suit : Declaration & Mandatory
Injunction.

Date of commencement of
Recording of evidence : 09.06.2026.

Date on which Judgment
was Pronounced : 01.07.2026.

Total Duration : Year/s Month/s Day/s
00 07 14

**(Pradip Potadar)
Addl. Civil Judge & JMFC,
Mudhol.**

J U D G M E N T

The plaintiff has filed this suit seeking for declaration of his mother's name as Gangavva and not Gangu in SSLC marks statement cum certificate and

for mandatory injunction.

2. The brief fact of the plaintiff case is as under:-

It is averred that plaintiff is son of Sri. Bhimappa Immannavar and Smt.Gangavva W/o. Bhimappa Immannavar. In the SSLC mark statement cum certificate of plaintiff mother name was wrongly mentioned as Gangu instead of Gangavva by the defendants.

3. It is stated that plaintiff and his father were approached the defendants in this regard with other connected documents and thereby requested to rectify the said mistake. But the defendants have refused to rectify the said mistake. Hence, the plaintiff has constrained to file this suit against defendants. **On all these grounds the plaintiff prays to decree the suit.**

4. In pursuance of suit summons the defendants No.1 to 4 have appeared through their counsels. The defendant No.3 only has filed written statement.

5. The brief facts of the written statement filed by the defendant No.3 is as under:-

The defendant No.3 has denied the plaint averments as false, vexatious and not maintainable under law. It is denied that the name of mother of plaintiff is wrongly mentioned as Gangu. It is submitted that candidate has given many time till 9th class for registration or upto 10th to change the name for reasons best know to them. Instead of that the candidate can change the name after completion of board examination. The candidate and his parents have not choose to do so. Hence, the suit of plaintiff is not maintainable and liable to be dismissed. **On these grounds the defendant No.3 prays to dismiss the suit.**

6. On the basis of above pleadings, the following issues have been framed: -

ISSUES

- 1. Whether the plaintiff proves that his mother correct name is Gangavva and not Gangu?**

2. Whether the plaintiff is entitled for relief of declaration and mandatory injunction as sought for?

3. What order or decree?

7. To prove case of the plaintiff, the plaintiff himself got examined as PW-1 and got marked 13 documents at Ex.P.1 to Ex.P.13. On the other hand, defendant No.3 did not lead evidence.

8. Heard arguments for plaintiff and defendants. Perused materials available on record.

9. My findings to the above issues are as follows:

Issue no.1: In the Affirmative.

Issue no.2: In the Affirmative.

**Issue No.3: As per final order
for the following:-**

: R E A S O N S :

10. ISSUES NO.1 & 2:- Since these issues are interconnected to each other and hence they are taken together for common discussion in order to avoid repetition of facts. To prove case of the plaintiff, the plaintiff got examined as PW.1 by filing evidence on

affidavit in lieu of chief examination by reiterating plaintiff averments and got marked 13 documents at Ex.P.1 to Ex.P.13. The Ex.P.1 is school transfer certificate of plaintiff. The Ex.P.2 is legal notice. The Ex.P.3 to 6 are postal receipts. The Ex.P.7 & 8 are postal acknowledgments. The Ex.P.9 & 10 are postal track consignments. The Ex.P.11 is Secondary School Examination marks card of plaintiff. The Ex.P.12 is copy of Income & Caste certificate of plaintiff. The Ex.P.13 is notarized copy of second PUC marks card of plaintiff.

11. I have gone through oral and documentary evidence on record. This suit is filed by the plaintiff for declaration stating that the correct name of plaintiff mother is Gangavva and not Gangu and for mandatory injunction. I have carefully perused the Ex.P.1 to 13 documents as above discussed. On going through transfer certificate at Ex.P.1, income and caste certificate at Ex.P.12 and SSLC marks card at Ex.P.13

it is evident that mother name of plaintiff is Gangavva and not Gangu. In Ex.P.11 name of mother of the plaintiff is mentioned as Gangu. In this regard, the plaintiff has got issued legal notice to the defendants as per the Ex.P.2 seeking for correction of mother name of the plaintiff in his SSLC marks card i.e., Ex.P.11, but the defendants have failed to do rectification. Hence, the plaintiff has approached to this court. The materials available on record goes to show that the plaintiff established that his mother correct name is Gangavva. The oral evidence of plaintiff is coupled with the documentary evidence and hence, the plaintiff is entitled for the relief of declaration and mandatory injunction. **Hence, I answered Issues No.1 and 2 are in the Affirmative.**

12. ISSUE NO.3:- In the result, for the foregoing reasons and findings on issues No.1 to 2, this court proceed to pass following:

ORDER

The suit of plaintiff is hereby decreed.

It is hereby declared that the correct name of plaintiff mother is Gangavva in the SSLC marks statement cum certificate of plaintiff.

The defendants are hereby directed to enter the correct name of plaintiff mother in the SSLC marks statement cum certificate as Gangavva in the place of Gangu and issue fresh SSLC marks statement cum certificate after collecting prescribed fee.

No order as to cost.

Draw decree accordingly.

(Dictated to the stenographer directly on computer, transcript computerized and print-out taken by her, corrected by me, and then signed and pronounced in open court on this 01st day of July 2026).

**(Pradip Potadar)
Addl. Civil Judge and JMFC
Mudhol.**

:A N N E X U R E:**LIST OF WITNESSES EXAMINED FOR PLAINTIFF:**

P.W.1 : Shri. Shrikant Bhimappa Immannavar.

LIST OF DOCUMENTS MARKED ON BEHALF OF PLAINTIFF:

Ex.P.1 : School Transfer Certificate of plaintiff.

Ex.P.2 : Legal Notice.

Ex.P.3 to 6: Postal receipts.

Ex. P.7 & 8: Postal Acknowledgments.

Ex. P.9 & 10: Postal Track consignments.

Ex.P.11 : SSLC marks card.

Ex.P.12 : Copy of Income & Caste certificate.

Ex.P.13 : Notarized copy of Second P.U.C marks card.

LIST OF WITNESSES EXAMINED FOR DEFENDANTS:

-NIL-

LIST OF DOCUMENTS MARKED ON BEHALF OF DEFENDANTS:

-NIL-

(Pradip Potadar)
Addl. Civil Judge and JMFC
Mudhol.