

IN THE COURT OF THE PRL. CIVIL JUDGE & JMFC,
AT : ANEKAL

PRESENT: Sri. Shankarareddy.D.V., L.L.B., PGD in
IR & PM.,

DATED THIS THE 15th day of July 2026

Crl.Misc.No.446/2026

Petitioners : Sri. Thippaiah S/o Muniyappa,
Age: 72 years,
R/at: Sidi Hosakote village and Post,
Anekal Taluk, Bangalore District.

V/s

Respondent : The Tashildar, Anekal.

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ORDER

Petitioner has filed the present petition U/s.13(3) registration of Births and Deaths Act praying to direct the respondent to issue death certificate of Smt. Gullamma W/o Late Muniyappa as she died on 30-08-1975 at Sidi Hosakote village and Post, Anekal Taluk, Bangalore District.

2. The facts of petitioner case is set out hereunder, petitioner's mother Smt. Gullamma W/o Late Muniyappa died on 30-08-1975 at Sidi Hosakote village and Post, Anekal Taluk, Bangalore District leaving behind petitioner as her legal heir. The said Smt. Gullamma W/o Late Muniyappa had property in her name and her death certificate is required to the petitioner to transfer the said property to their name. Therefore, petitioner

moved application before the respondent to obtain the death certificate of said Gullamma, but the respondent issued non-availability certificate. As such, the petitioner constrained to file the present petition for the above said relief.

3. After receipt of notice, the respondent remained absent. Therefore, respondent treated as exparte. Subsequently, the petitioner has taken paper publication in daily news paper as per Ex.P4, in-spite of that none have opposed the present petition.

4. To prove petitioner case, petitioner examined as PW-1 and documents marked as Ex.P1 to Ex.P4.

5. Having heard and having perusal of the record. This court opines that the present petition needs to be allowed for the following:-

REASONS

6. PW1 reiterated the petition averments in his examination in chief and in support of oral evidence, he has produced Ex.P1 to 4. Ex.P1 is the Non-availability certificate, Ex.P2 is the Genealogical tree of petitioners family, Ex.P3 is the Attested copy of Aadhar Card of petitioner, Ex.P4 is the News paper publication. On perusal of aforesaid documents, it appears that the deceased Smt. Gullamma W/o Late Muniyappa is no other than mother of petitioner and she said to have died on 30-08-1975 at Sidi Hosakote village and Post, Anekal Taluk, Bangalore District. Further, it is not the case of the respondent or any other person as the said Gullamma not the mother of

petitioner and she has not died on 30-08-1975 on the said place. In the circumstance, it can be said that the petitioner proved the said Smt. Gullamma W/o Late Muniyappa is mother of the petitioner and she died on 30-08-1975 at Sidi Hosakote village and Post, Anekal Taluk, Bangalore District. Thus, the respondent to be directed to register the date of the death of said Gullamma in the concerned register and to issue death certificate thereof. Otherwise, the petitioner cannot get transfer of the katha to their name from the name of deceased in respect of property which is standing in the name of deceased. Therefore, present petition needs to be allowed, accordingly this court proceeds to pass the following:-

ORDER

Petition filed by the petitioners under section 13(3) of Registration of Births and Deaths Act is hereby allowed. Accordingly, the respondent is hereby directed to register the date of death of Smt. Gullamma W/o Late Muniyappa as she died on 30-08-1975 at Sidi Hosakote village and Post, Anekal Taluk, Bangalore District in the concerned register and issue death certificate thereof to the petitioner by receiving prescribed fee if any.

**Prl. Civil Judge & JMFC,
Anekal**