

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 14th day of May 2026

Crl.Misc.No.530/2026

Petitioners : Sri. Indresh S/o Late Krishnappa,
Age: 43 years,
R/at: Avalahalli Village,
Sarjapura Hobli, Anekal Taluk,
Bangalore District.

V/s

Respondent : The Thahasildar, Anekal Town,
Bangalore District.

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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 Ammayamma W/o Late Krishnappa as she died on 20-03-1991 at Avalahalli village, Sarjapura Hobli, Anekal Taluk, Bengaluru District.

2. The facts of petitioner case is set out hereunder, petitioner's mother Ammayamma W/o Late Krishnappa died on 20-03-1991 Avalahalli village, Sarjapura Hobli, Anekal Taluk, Bengaluru District leaving behind petitioner as her legal heir. The said Ammayamma W/o Late Krishnappa 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 Ammayamma, 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 Ammayamma W/o Late Krishnappa is no other than mother of petitioner and she said to have died on 20-03-1991 at Avalahalli village, Sarjapura Hobli, Anekal Taluk, Bengaluru District. Further, it is not the case of the respondent or

any other person as the said Ammayamma not the mother of petitioner and she has not died on 20-03-1991 on the said place. In the circumstance, it can be said that the petitioner proved the said Ammayamma W/o Late Krishnappa is mother of the petitioner and she died on 20-03-1991 at Avalahalli village, Sarjapura Hobli, Anekal Taluk, Bengaluru District. Thus, the respondent to be directed to register the date of the death of said Ammayamma 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 Ammayamma W/o Late Krishnappa as she died on 20-03-1991 at Avalahalli village, Sarjapura Hobli, Anekal Taluk, Bengaluru District in the concerned register and issue death certificate thereof to the petitioner by receiving prescribed fee if any.

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