

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 27th DAY OF March 2026.

Crl.Misc.No.2054/2025

Petitioners :

1. Kaverappa,
S/o Late Thotimuniyellaga,
Age: 83 years,
2. Muniyallappa.S.K,
S/o Kaverappa,
Age: 50 years,
3. Ambarish.S.K,
S/o Kaverappa,
Age: 46 years,
4. Venkatesh.S.K,
S/o Kaverappa,
Age: 40 years,
5. Venkatesh,
S/o Late Sonnappa,
Age: 55 years,
All are R/at: M.G road,
Sarjapura village and Hobli,
Anekal Taluk, Bangalore District.

V/s

Respondent :

The Tahasildhar,
Anekal Taluk.

*_*_*

ORDER

Petitioners have filed the present petition U/s.13(3) registration of Births and Deaths Act praying to direct the

respondent to issue death certificate of Chikkamuniyamma W/o Late Thotimuniyallaga as he died on 10.02.1969 at Sarjapura village and Hobli, Anekal Taluk, Bangalore District.

2. The facts of petitioners case is set out hereunder; mother of 1st petitioner, grandmother of petitioner No.2 to 5 by name Chikkamuniyamma W/o Late Thotimuniyallaga died on 10.02.1969 at Sarjapura village and Hobli, Anekal Taluk, Bangalore District leaving behind petitioners as his legal heirs. The said Chikkamuniyamma W/o Late Thotimuniyallaga death certificate is required to the petitioners. Therefore, petitioners moved application before the respondent to obtain the death certificate of said Chikkamuniyamma, but the respondent issued non-availability certificate. As such, the petitioners constrained to file the present petition for the above said relief.

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

4. To prove petitioners case, petitioner No.2 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 No.2, Ex.P4 is the News paper publication. On perusal of aforesaid documents, it appears that the deceased Chikkamuniyamma W/o Late Thotimuniyallaga is no other than father of 1st petitioner, grandfather of petitioner

No.2 to 5 and he said to have died on 10.02.1969 at Sarjapura village and Hobli, Anekal Taluk, Bangalore District. Further, it is not the case of the respondent or any other person as the said Chikkamuniyamma not the mother of 1st petitioner, grandmother of petitioner No.2 to 5 and she has not died on 10.02.1969 on the said place. In the circumstance, it can be said that the petitioners proved the said Chikkamuniyamma W/o Late Thotimuniyallaga is father of 1st petitioner, grandfather of petitioner No.2 to 5 and he died on 13-04-1978 at Sarjapura village and Hobli, Anekal Taluk, Bangalore District. In the circumstance, the respondent to be directed to register the date of the death of said Chikkamuniyamma in the concerned register and issue death certificate thereof. Otherwise, the petitioners cannot get transfer of the katha to their names 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 Chikkamuniyamma W/o Late Thotimuniyallaga as he died on 13-04-1978 at Sarjapura village and Hobli, Anekal Taluk, Bangalore District in the concerned register and issue death certificate thereof to the petitioners by receiving prescribed fee if any.

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