

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 17th DAY OF March 2026.

Crl.Misc.No.2105/2025

Petitioners :

1. Smt. Lingamma.M,
D/o Late Marappa,
Age: 83 years,
R/at: No.78/17, Ambedkar Nagara,
Anekal Town, Bengaluru District.

2. Sri. M Krishnappa @ Joseph,
S/o Late Marappa,
Age: 78 years,
R/at: No.49, New No.7, Bhavani road,
Behiind Govt. School, Hebbagodi,
Bommasandra Industria.

Ol Estate,

Anekal Taluk, Bengaluru District - 560099.

3. Smt. Munirathnamma,
D/o Late Marappa,
W/o Gurappa,
Age: 67 years,
R/at: No.1/2, Doopanahalli Indiranagara,
HAL 2nd Stage, Bengaluru - 560008.

4. Sri. Manjunath.R
S/o Late Rajappa,
Age: 40 years,
R/at: No.14, Ambedkar Nagar,
Anekal Town, Bengaluru District.

V/s

Respondent :

The Chief Officer,
TMC Anekal.

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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 Marappa S/o Late Lakshmaiah as he died on 25-10-1982 at Ambedkar Nagara, Anekal Town, Bengaluru Urban District.

2. The facts of petitioners case is set out hereunder; father of petitioner No.1 to 3, grandfather of petitioner No.4 by name Marappa S/o Late Lakshmaiah died on 25-10-1982 at Ambedkar Nagara, Anekal Town, Bengaluru Urban District. leaving behind petitioners as his legal heirs. The said Marappa S/o Late Lakshmaiah death certificate is required to the petitioners. Therefore, petitioners moved application before the respondent to obtain the death certificate of said Marappa, 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 Marappa S/o Late Lakshmaiah is no other than father of petitioner No.1 to 3, grandfather of petitioner No.4 and he said to have died on 25-10-1982 at Ambedkar Nagara, Anekal Town, Bengaluru Urban District. Further, it is not the case of the respondent or any other person as the said Marappa not the father of petitioner No.1 to 3, grandfather of petitioner No.4 and he has not died on 25-10-1982 on the said place. In the circumstance, it can be said that the petitioners proved the said Marappa S/o Late Lakshmaiah is father of petitioner No.1 to 3, grandfather of petitioner No.4 and he died on 25-10-1982 at Ambedkar Nagara, Anekal Town, Bengaluru Urban District. In the circumstance, the respondent to be directed to register the date of the death of said Marappa 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 Marappa S/o Late Lakshmaiah as he died on 25-10-1982 at Ambedkar Nagara, Anekal Town, Bengaluru Urban District in the concerned register and issue death certificate thereof to the petitioners by receiving prescribed fee if any.

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