

KABR500007852026



**IN THE COURT OF THE PRINCIPAL CIVIL JUDGE AND JMFC AT
HOSAKOTE.**

Present: - Sri. Satisha B., B.A., LL.B.,
Prl. Civil Judge & JMFC., Hosakote.

Dated this the 31st day of July, 2026

Criminal Miscellaneous No.165/2026

Petitioner : Smt. Akhila Firdose
D/o Mohammed Sanaulla Sharif,
Aged about 34 years,
Residing at: Sulibele Village,
Sulibele post, Hosakote Taluk,
Bengaluru Rural District.

(By Sri. Kadirappa Nayaka Adv.,)

-Vs -

Respondent : The Tahasildar,
Registrar of Births and Deaths,
Hosakote Taluk,
Bengaluru Rural District.

(Ex-parte)

ORDER ON MAIN PETITION

The petitioner has filed the present petition under Section 13(3) of the Registration of Births and Deaths Act, 1969 seeking direction to the respondent to enter the entry of her date of birth in the register maintained by them.

2. In nutshell petitioner case is that:

The petitioner was born on 15.07.1992 at Sulibele Village, Sulibele post, Hosakote Taluk, Bengaluru Rural District. The said event was not reported to the respondent authority due to inadvertence and lack of knowledge regarding the procedure. She applied for Birth certificate before the office of the respondent and issued an endorsement stating that there is no entry of date of birth of petitioner in the register maintained by them. It is further averred that, the said Birth certificate is required for future prospects.

3. In pursuance to the notice issued by this Court, the respondent remained absent and placed ex-parte.

4. In order to establish the petitioner case, the petitioner herself examined as PW.1 and Exs.P1 to 3 marked and closed her side.

5. On the basis of petition averments and documents, the points that would arise for consideration are:-

1. Whether the petitioner has made out sufficient grounds to allow the petition?
2. What order?

6. I have heard the Learned Counsel for the petitioner and meticulously perused the material on record.

7. My findings to the above said points are as follows:-

Point No.1:- In the Affirmative.

Point No.2: As per final order, for the following:

REASONS

8. **Point No.1**:- The petition is for direction to enter the event of date of birth of petitioner. According to the petitioner, she was born on 15.07.1992 at Sulibele Village,

Sulibele post, Hosakote Taluk, Bengaluru Rural District and it was not reported to the respondent authority due to inadvertence and lack of knowledge regarding procedure. In order to substantiate this, the petitioner herself examined as PW-1 by filing affidavit evidence. In the course of affidavit evidence, PW-1 reiterated the contentions taken in the course of the petition. Therefore, I need not recapitulate those facts again. To corroborate oral evidence produced 3 documents which were marked as Exs.P1 to 3. Ex.P1 and Ex.P2/Non-Availability Certificate dated 05.03.2025 and 07.07.2026; Ex.P3/Notarized copy of Aadhaar card of the Petitioner.

9. A perusal of Ex.P1 and Ex.P2/Non-availability certificate dated 05.03.2025 and 07.07.2026 shows that the event relating to the Birth of the petitioner is not entered in the birth and death register maintained by the respondent authority. A perusal of Ex.P3-Notarized copy of Aadhaar card of the Petitioner shows that the petitioner was born on 15.07.1992. In order to rebut the contention of the petitioner, the respondent remained absent and there is no

contra evidence, so as to enable this Court to disbelieve the version of the petitioner. The cause shown by the petitioner for non-informing birth of the petitioner to the respondent authority is sufficient and acceptable. PW.1 is the competent person to say regarding birth of petitioner. Therefore, I am of the opinion that the petitioner has made out sufficient grounds to allow the petition. Hence, I answer point No.1 in the '**Affirmative**'.

10. **Point No.2:-** In view of above discussion, I proceed to pass the following:-

ORDER

Petition filed by the petitioner under Section 13(3) of the Registration of Births and Deaths Act, 1969 is allowed.

Consequently, the respondent is hereby directed to register the event relating to the birth of the petitioner **Akhila Firdose D/o Mohammed Sanaulla Sharif** was born on **15.07.1992** at **Sulibele**

**Village, Sulibele post, Hosakote Taluk,
Bengaluru Rural District** in the concerned
Birth register.

(Typed to my dictation by the stenographer directly on the Computer,
corrected, signed and pronounced by me in the open court on this the 31st
day of July, 2026.)

(Satisha B.)
Prl. Civil Judge & J.M.F.C.,
Hosakote.

ANNEXURE

List of witness examined by the petitioner:-

PW.1 –Smt. Akhila Firdose

List of documents produced by petitioner:-

Ex.P1-Non-Availability Certificate dated 05.03.2025;

Ex.P2-Non-Availability Certificate dated 07.07.2026

Ex.P3-Notarized copy of Aadhaar card of the Petitioner.

List of witness examined by the respondent:-

-NIL-

List of documents produced by respondent:-

-NIL-

Prl. Civil Judge & J.M.F.C.,
Hosakote.

// Separate order portion is pronounced in the open court//

ORDER

Petition filed by the petitioner under Section 13(3) of the Registration of Births and Deaths Act, 1969 is allowed.

Consequently, the respondent is hereby directed to register the event relating to the birth of the petitioner **Akhila Firdose D/o Mohammed Sanaulla Sharif, was born on 15.07.1992 at Sulibele Village, Sulibele post, Hosakote Taluk, Bengaluru Rural District** in the concerned Birth register.

Prl. Civil Judge & J.M.F.C.,
Hosakote.