

KACB200028632025



**IN THE COURT OF THE CIVIL JUDGE AND J.M.F.C.,
BAGEPALLI.**

Dated this the 10th day of April 2026

P R E S E N T

**SRI. MANJUNATHA CHARI D.K., B.A., L.L.B.,
CIVIL JUDGE AND JMFC,
BAGEPALLI.**

Crl Mis No.1104/2025

PETITIONER : P1. Smt. Mangamma,
W/o Late, Venkataravanappa,
Aged about 60 years,

P2. Sri. Shankara,
S/o Late, Venkataravanappa
Aged about 45 years,

Both are resident at:
Kurubavandlapalli Village
Kasaba Hobli, Chelur Taluk,
Chickballapura District.

(Rep. by Sri. R.J., Advocate)

V/s

RESPONDENT: The Thasildar,
Registrar of Births and Deaths,
Taluk Office, Bagepalli Taluk,
Chikkaballapur District.

(Exparte)

**ORDERS ON PETITION FILED UNDER SECTION 13(3) OF
KARNATAKA REGISTRATION OF BIRTH AND DEATH'S ACT,
1969.**

This is a petition filed by the petitioner under section 13(3) of the Registration of Births and Deaths Act, 1969.

2. The brief facts of the case of the petitioner's stated that, the husband of the 1st petitioner and father of the 2nd petitioner by name Late, Venkataravana S/o Late, Ramappa, was died on 25.03.2021 at Kurubavandlapalli Village, Chelur Hobli, Bagepalli Taluk, Chikkaballapur District. Due to oversight, but same was not entered in the death register maintained by the respondent office. That the date of death of petitioner's husband of the 1st petitioner and father of the 2nd petitioner has been entered in the family records of the petitioners. In this regard the husband of petitioner No.1 and father of petitioner No.2 are visited the respondent's office to obtain their husband and father death certificate from the office of the respondent, but they have issued non-availability certificate. Thus, the husband of petitioner No.1 and father of petitioner No.2 have prayed to direct the respondent to register the date of death of the husband of petitioner No.1 and father of petitioner No.2 by name Late, Venkataravana S/o Late, Ramappa, was died on 25.03.2021 at Kurubavandlapalli Village, Chelur Hobli,

Bagepalli Taluk, Chikkaballapur District in the registers of the concerned authority.

3. Paper publication was taken by the petitioner in Sanje Express and Suvarna Palar newspapers, which is daily circulating papers in the locality about the factum of death of the husband of petitioner No.1 and father of petitioner No.2 by name Late, Venkataravana S/o Late, Ramappa, was died on 25.03.2021 at Kurubavandlapalli Village, Chelur Hobli, Bagepalli Taluk, Chikkaballapur District. Notice was issued to the respondent and it was served. But the respondent was failed to appear, hence respondent placed exparte and the matter was posted for recording petitioner evidence.

4. In order to prove the petition, petitioner No.2 has filed chief examination affidavit and in lieu of evidence examined as P.W.1. He has produced and got marked following documents :

- (i) Ex P-1 is the Genealogical tree,
- (ii) Ex P-2 is the Non-availability certificate dated 01.08.2025 issued by the respondent,
- (iii) Ex P-3 and 4 are the notarized copy of petitioners Aadhaar cards.

- (iv) Ex P-5 and 5 are the Sanje Express and Suvarna Palar newspaper dated 02.03.2026 newspaper dated 01.03.2026.

5. The petitioner himself has been examined as P.W.1 and got marked the 6 documents as Ex.P.1 and 6.

6. Heard the arguments and perused the petition averments and documents available on record.

7. The following points arise for my consideration:-

- 1) Whether the petitioner entitled the relief as sought in the petition?
- 2) What order?

8. My answer to the above points are as under:-

Point No.1 : In the Affirmative

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

REASONS

9. **Point No.1:-** The petitioner has reiterated the petition averments in his affidavit. Petitioner's have stated that, the husband of petitioner No.1 and father of petitioner No.2 by name Late, Venkataravana S/o Late, Ramappa, was died on 25.03.2021 at Kurubavandlapalli Village, Chelur

Hobli, Bagepalli Taluk, Chikkaballapur District. On perusal of the unchallenged evidence of P.W.1, it is satisfied that the husband of petitioner No.1 and father of petitioner No.2 died on 25.03.2021. There are no rival claimants to disbelieve the case of the petitioner. Further, the Court does not find any reason to discard testimony of the petitioner. Therefore, I answer the point No.1 in the **Affirmative**.

10. Point No.2:- In view of answering point No.1, I proceed to pass the following:-

ORDER

The petition filed under Section 13(3) of Registration of Births and deaths Act is hereby allowed.

Respondent is directed to register the factum of death of the husband of petitioner No.1 and father of petitioner No.2 by name Late, Venkataravana S/o Late, Ramappa, who died on 25.03.2021 at Kurubavandlapalli Village, Chelur Hobli, Bagepalli Taluk, Chikkaballapur District.

Further the respondent is directed to issue death certificate by collecting requisite fee if any.

In the circumstances of the case, no orders as to costs.

(Dictated to the Stenographer Grade-III directly on computer, computerized by him, corrected, signed to then pronounced by me in the open court on the 10th day of April 2026)

Sd/-
(MANJUNATHA CHARI D.K.)
Civil Judge & JMFC,
Bagepalli.

ANNEXURE

List of witnesses examined for the petitioner:

P.W.1 : Sri. Shankara,

List of documents exhibited for the petitioner:

Ex P-1 : Genealogical tree,

Ex P-2 : Non-availability certificate dated 01.08.2025 issued by the respondent,

Ex P-3 & 4 : Notarized copy of petitioner's Aadhaar cards,

Ex P-5 : Sanje Express Newspaper dated 02.03.2026.

Ex P-7 : Suvarna Palar Newspaper
dated 01.03.2026.

List of witnesses examined for the respondent:

- NONE -

List of documents exhibited for the respondent:

- NIL -

Sd/-

(MANJUNATHA CHARI D.K.)

Civil Judge & JMFC,
Bagepalli.

(Order pronounced in the open Court, vide separate order)

ORDER

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Respondent is directed to register the factum of death of the husband of petitioner No.1 and father of petitioner No.2 by name Late, Venkataravana S/o Late, Ramappa, was died on 25.03.2021 at Kurubavandlapalli Village, Chelur Hobli, Bagepalli Taluk, Chikkaballapur District.

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(MANJUNATHA CHARI D.K.)
Civil Judge & JMFC,
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