

ORDERS ON MAIN PETITION

The petitioner has filed instant petition under Section.13(3) of the Registration of Births & Deaths Act 1969 seeking direction to the respondent to enter her son birth date as **16/05/2012** in the concerned register.

2. As per the petition averments, it is the case of the petitioner, that her son was born on **16/05/2012**. Due to lack of knowledge, the petitioner did not intimate the date of birth of her son to the respondent authority and the same was not registered. It is also stated that when the petitioner approached the respondent seeking birth certificate they have issued an endorsement stating that there is no entry in the birth register. Hence, this petition.

3. In spite of service of notice, the respondent remained absent.

4. The petitioner got herself examined as PW.1 and got marked Exs.P.1 to 4 documents. As the respondent did not chose to appear, the evidence of PW1 has remained unchallenged and there is nothing on record to disbelieve the version of PW1 and the explanation offered by the PW1 for non-informing her son date of birth to the respondent authority is also satisfactory.

5. The petitioner has produced Ex.P2 & 3 documents and in the said documents the birth date of the son of the petitioner is shown as **16/05/2012**. Therefore, in my view, the petitioner has made out grounds to issue directions to the respondent authority as prayed in the application and in the result, 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.

The Respondent is directed to enter the birth date of the son of the petitioner by name **GANESH. M S/o. R. Murali & Smt. Munilakshmi as 16/05/2012** in the concerned register by obtaining requisite fee from the petitioner.

The petitioner shall bear her own costs.

(K.N. SHIVAKUMAR)
XXVII A.C.M.M., Bengaluru.