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**IN THE COURT OF THE II ADDL. CIVIL JUDGE & J.M.F.C.,  
AT KADUR,**

**PRESENT: Shri. Thahakaleel K.A, B.A. LL.B.,  
II Addl. Civil Judge & JMFC., Kadur**

DATED: This the 6<sup>th</sup> day of March 2026

**Crl.Misc.No.17/2026**

- Petitioner/s :
1. Smt. Bhagyamma  
W/o Late Puttarudrappa,  
Aged about 75 years,  
Housewife,
  2. Smt. Ambika  
D/o Late Puttarudrappa,  
Aged about 50 years,  
Housewife,
  3. Smt. Jayamma  
D/o Late Puttarudrappa,  
Aged about 48 years,  
Housewife,
  4. Smt.Vijyammaa  
D/o Late Puttarudrappa,  
Aged about 45 years,  
Housewife,
  5. Sri. Chandrashekar  
S/o Late Puttarudrappa,  
Aged about 43 years,  
Agriculturist,

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All are R/at Sakharayapatana  
Village, Sakharayapatana Hobli,  
Kadur Taluk, Chikkamagaluru  
District.

**(Rep. By Sri. H.N. Sunil Kumar, Advocate)**

**V/s**

Respondent : Tahasildar's office of Birth and Deaths  
Registrar, Kadur Taluk,  
Tahasildar Office, Kadur Taluk,  
Chikkamagaluru District.

**(Exparte)**

**ORDER**

1. The petitioners have filed the present petition U/Sec.13(3) and 10(3) of the Births and Deaths Registration Act, 1969, seeking to enter date of death of husband of petitioner No.1 and father of Petitioner No.2 to 5 by name **Puttarudrappa S/o Nanjappa**.
2. It is averred in the petition that aforesaid **Puttarudrappa S/o Nanjappa** was **demised on 10.07.2002** at **Sakharayapatta Village, Sakharayapattaa Hobli, Kadur Taluk**. The petitioners orally intimated to the respondent

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about the death of said **Puttarudrappa S/o Nanjappa**, but the respondent failed to enter the same in the concerned Death Register maintained by the office of respondent. Petitioners approached respondent's office seeking Death Certificate of **Puttarudrappa S/o Nanjappa**. But, the respondent did not enter the same in the death register. Now the petitioner requires death certificate of **Puttarudrappa S/o Nanjappa**. Hence present petition.

3. Despite service of notices, respondent has remained absent and he is placed exparte. Further despite issuance of public notice of petition by way of paper publication in two newspapers, as per direction of Hon'ble High Court of Karnataka in **ILR 2013 KAR 4703**, none have appeared before this Court as respondents.
4. In support of her case, the petitioners got examined petitioner No.1 as PW.1 and got marked the Non-availability certificate, family tree of the petitioners, paper publications

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issued in Sneha priya and Syadhri newspaper and Aadhar card as Ex.P1 to 5 respectively and closed her side.

5. The following points arise for my consideration:-

**1) Whether petitioners have made out grounds to allow the petition?**

**2) What Order?**

6. Heard, perused records.

7. My finding on the above points are as under:-

Point No.1: In the Affirmative.

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

### **REASONS**

8. **POINT No.1**: In order to prove the of the petitioners, the petitioner No.1 got herself examined as PW.1 and got marked the Non-Availability Certificate issued by respondent as per Ex.P.1 and Notarized G-Tree as per Ex.P.2, Notarized Aadhar card as per Ex.P3, paper publications issued as per Ex.P4 and 5. She has reiterated contents of petition in her chief examination. Despite

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service of notice, respondent has not challenged the oral and documentary evidence adduced by petitioners nor any third party has appeared to contest the petition in response to public notice issued in newspapers. It is necessary to obtain the widow's pension. Hence sufficient grounds are made out by petitioner to allow the petition and Point No.1 is answered in the **Affirmative**.

9. **Point No.2:** For the reasons stated and findings given on Point No.1, following is:-

### **ORDER**

The Petition filed by the petitioner U/Sec.13(3) of Births and Deaths Act, 1969 is hereby allowed.

The respondent is directed to register the date of death of **Puttarudrappa S/o Nanjappa** who **demised on 10.07.2002 at Sakharayapattana Village, Sakharayapattana Hobli, Kadur Taluk**, in concerned Death register maintained by him and to issue death

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certificate to the petitioners accordingly  
by collecting necessary fees.

(Dictated to the Stenographer directly on the computer, typed by her, then script corrected, signed and pronounced by me in the open court on this **6<sup>th</sup> day of March 2026**).

**(THAHAKALEEL K.A)**  
**II Addl. Civil Judge & JMFC**  
**Kadur.**

**ANNEXURE**

**List of witnesses examined on behalf of the petitioners:-**

P.W.1 : Smt. Bhagyamma.

**List of documents marked on behalf of the petitioners:-**

Ex.P1 : Non-availability certificate;  
Ex.P2 : G tree;  
Ex.P3 : Notarized copy of Aadhar Card;  
Ex.P4 : Public notice issued in Snehapriya newspaper;  
Ex.P5 : Public notice issued Nada Sayadhri newspaper.

**Witnesses examined on behalf of respondent, documents marked:-** - - NIL - -

**II Addl. Civil Judge & JMFC**  
**Kadur.**

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