

**IN THE COURT OF THE PRL. CIVIL JUDGE & JMFC, AT KOLLEGAL**

**Dated 03<sup>rd</sup> day of June 2026**

**PRESENT :**

**SMT. KAVYASHREE M**

**B.A., L.L.B.,**

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

**C.Mis. No.408/2026**

**PETITIONER :** Smt. Sunanda W/o Basappadevaru,  
Aged about 50 years,  
R/o Basavanagudi Street,  
Bandahalli Village, Hanur Taluk,  
Chamarajanagara District.

**(By Sri. K. Basavanna, Advocate)**

**Vs/-**

**RESPONDENT :** The Tahashildar,  
Kollegal Taluk,  
Chamarajanagara District.

**(Ex-parte)**

**O R D E R**

This is a petition under Section 13(3) of Registration of Births and Deaths Act, 1969 filed by the petitioners seeking issuance of death certificate of one **Shivabasappa S/o Late Kalappa.**

**2. The brief facts are as here under :**

That the father of petitioner by name **Shivabasappa S/o Late Kalappa** was died on **13.04.2010** at **Ikkadahalli Village, Kollegal Taluk, Chamarajanagar District.** Though the petitioner has informed to respondent to register the date of death of **Shivabasappa S/o Late Kalappa,** respondent has not entered the date of death due to

oversight or by inadvertence. When the petitioner applied for death certificate, respondent issued non-availability certificate dated **04.02.2026**. The petitioner require the death certificate of **Shivabasappa S/o Late Kalappa**, to getting khatha and pahani in respect of landed properties and some other purposes. Therefore, this petition is filed seeking a direction to respondent to register the death event of **Shivabasappa S/o Late Kalappa** in the death register.

3. After receipt of summons, respondents have not appeared before this court and hence, respondents have been placed Ex-parte and case was proceeded with.

4. The petitioners to prove their case, petitioner got examined herself as PW-1 and got marked the documents as Ex.P-1 to Ex.P-5 and closed her side.

5. Heard the arguments. Perused the records.

6. The points that arise for my determination are:

1. Whether the petitioners are entitled for the relief claimed in the petition ?
2. What order ?

7. 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**

8. **POINT No.1** : The petitioner in support of petition claim, examined petitioner as PW-1 and got marked the documents as per Ex.P-1 to Ex.P.5. Ex.P.1 to Ex.P.5, i.e., Non-availability certificate,

genealogy, two paper publication and Aadhar card of petitioners produced by the petitioner revealed that the date of death of **Shivabasappa S/o Late Kalappa** is not entered in the concerned register. She has further stated that though the date of death was informed to respondent, she has failed to register the same in the concerned register. In spite of issuance of summons, respondent remained absent. The testimony of PW-1 remained unrebutted and unchallenged. There are no reasons to disbelieve the version of petitioners. If the petition is allowed, no prejudice will be caused to the respondent. Therefore, I answer point No.1 in the 'Affirmative'.

9. **POINT No.2** : In view of the answer given to point No.1 in the Affirmative, I pass the following :

### **ORDER**

The petition filed under Section 13(3) Of Registration of Births and Deaths Act, 1969 is hereby Allowed.

The respondent is hereby directed to register the death event of **Shivabasappa S/o Late Kalappa** was died on **13.04.2010** at **Ikkadahalli Village, Kollegal Taluk, Chamarajanagar District.** in the concerned register and to issue death certificate on receiving the requisite fee.

(Typed to my dictation by the Stenographer directly on computer, then corrected, printout taken, signed and then pronounced by me in the open court on this the **03<sup>rd</sup> day of June 2026**)

(Kavyashree M)  
Prl. Civil Judge & JMFC,  
Kollegal .

**A N N E X U R E**

**List of witnesses examined on behalf of Petitioner :**

PW.1 : Smt. Sunanda

**List of documents marked on behalf of Petitioner :**

Ex.P.1 : Non-availability certificate

Ex.P.2 : Genealogy

Ex.P.3 & 4 : Two publications

Ex.P.5 : Aadhar cards

**List of witnesses examined and documents marked on behalf of Respondent :**

- N I L -

(Kavyashree M)  
Prl. Civil Judge & JMFC,  
Kollegal .

**(Vide separate Order pronounced in Open Court)**

**-: O R D E R :-**

The petition filed under Section 13(3) Of Registration of Births and Deaths Act, 1969 is hereby Allowed.

The respondent is hereby directed to register the death event of **Shivabasappa S/o Late Kalappa was died on 13.04.2010 at Ikkadahalli Village, Kollegal Taluk, Chamarajanagar District.** in the concerned register and to issue death certificate on receiving the requisite fee.

**(Kavyashree M)**

Prl. Civil Judge & JMFC,  
Kollegal.