

KACN420014102026



Presented on : 09.07.2026

Registered on: 09.07.2026

Decided on : 15.09.2026

Duration : 00 years, 02 months 06 days

**IN THE COURT OF CIVIL JUDGE AND JMFC YELANDUR AT
YELANDUR, CHAMARAJANAGARA**

Presided Over by Smt. SUJATHA H.

Crl.Misc. 173/2026

Petitioners:

1. Savithramma, W/o Late Masanashetty,
Aged about 60 years,
2. Nataraju M., S/o Late Masanashetty,
Aged about 45 years,
3. Geetha M., D/o Late Masanashetty,
Aged about 43 years,
4. Shankarkumar M., S/o Late Masanashetty,
Aged about 43 years,
5. Thayamma, D/o Late Kullashetty,
Aged about 61 years,
6. Govindaswamy, S/o Late Kullashetty,
Aged about 58 years,
7. SugandRajamma, D/o Late Kullashetty,
Aged about 56 years,
8. Siddappaswamy, S/o Late Kullashetty,
Aged about 54 years,
Mahadevaswamy, S/o Late Kullashetty,
Aged about 50 years,
9. **All are R/at:** Kasaba Hobli, Mangala Village,
Chamarajanagar Taluk and District.

V/S

Respondent:

- Tahsildar,
1. Birth and Death Register Division,
Taluk Office, Chamarajanagar Taluk and District.

Advocate for Petitioner: Sri. Puttaswamy (R.P.S.)

Advocate for Respondent: appearing for the Tahsildar, Birth and Death Register Division, Taluk Office, Chamarajanagar : Advocate appearing for respectively.

(Exparte)

ORDER ON MAIN PETITION

This petition filed by the petitioners under Section 13(3) of the Registration of Births and Deaths Act, Seeking directing to the respondent to enter the date of death of **Madamma @ Shivamma, W/o Late Kullashetty**, in the death Register maintained by the respondent.

2. Notice was issued to respondent. In spite of service of said notice, respondent remained absent. Hence, respondent placed Exparte.

3. Heard. Perused the materials on record.

4. The Petitioner No. 4 to prove the contents of the petition, got examined himself as P.W.1 and he has reiterated the contents of the petition averments in his examination-in-chief and to prove his case, also relied upon Ex.P-1 to 13 documents.

5. It is the contention of the petitioner no. 4 that, deceased **Madamma @ Shivamma, W/o Late Kullashetty** is the mother-in-law of petitioner no. 1, grandmother of petitioner no. 2 to 4 and mother of petitioner no. 5 to 9. The said **Madamma @ Shivamma, W/o Late Kullashetty, was died on 15.03.1983 in the residence of petitioners at Mangala Village, Kasaba Hobli, Chamarajanagar Taluk and District.** The petitioner No. 4 was under the impression that the other family members might have given the intimation of the death event of his mother to the respondent office. When the petitioner No. 2 approached to obtain the death certificate of his mother, the

respondent issued endorsement. The petitioner No. 2 proves that, he has approached the respondent and has produced Ex.P-1 Non-availability certificate issued by the respondent. Further PW-1 has produced the true copy of genealogical certificate as per Ex.P-2, true copy of Aadhar cards of Petitioner No.1 to 3 as per Ex.P-3 to 5. The PW-1 has also taken the public notice as per the direction of this Court in 2 news papers which are produced as per Ex.P-6 and 7. These Ex.P-1 to 7 support the contention of petitioners. Hence, I am of the opinion that, there are no grounds to reject the petition. Further, in the event of allowing the petition, no other persons will be put into loss or injustice. On the other hand, in the event of rejecting the petition, the petitioners will be put into great hardship and injustice. Under the circumstances, the petition is liable to be allowed. Hence, I proceed to pass the following:

ORDER

The petition filed by the petitioners under Section 13(3) of the Registration of Births and Deaths Act, 1969, is hereby allowed.

The respondent is hereby directed to enter the date of death of **Rangamma W/o Late Maraiah @ Kuntamaraiah, was died on 21.05.2022 in the residence of Petitioners at Chatipura Village, Chamarajanagar Taluk, Chamarajanagar District**, in the concerned Death register, after deposit of required fee if any and issue extract to that effect in favour of the petitioners.

(Dictated to the stenographer on computer, corrected, initialed by me and then pronounced in the open Court on this 02nd day of September, 2026)

(Sujatha.H)
CIVIL JUDGE AND JMFC,
YELANDUR.

ANNEXURE:

LIST OF WITNESSES EXAMINED FOR THE PETITIONER/S:

PW-1 : Siddaiah

LIST OF DOCUMENTS MARKED FOR THE PETITIONER/S:

Ex.P-1 : Non availability certificate.

Ex.P-2 : Genealogical certificate.

Ex.P-3 to 5 : True copy of Aadhar cards of Petitioner No.1 to 3.

Ex.P-6 & 7 : Paper Publications.

LIST OF WITNESSES EXAMINED FOR THE RESPONDENT:-

-NIL-

LIST OF DOCUMENTS MARKED FOR THE RESPONDENT:-

-NIL-

(Sujatha.H)
CIVIL JUDGE AND JMFC,
YELANDUR.