

KADW410003492026



Presented on : 14-05-2026

Registered on : 14-05-2026

Decided on : 18-06-2026

Duration : 0 years, 1 months, 4 days

IN THE COURT OF THE SENIOR CIVIL JUDGE & JMFC.,
KUNDGOL

Present: Sri. Abdul Khadar, B.A., LL.B.
Senior Civil Judge & JMFC,
Kundgol.

Cr.Misc. No. 84/2026

Dated this the 18th day of June 2026.

Petitioner: Koushik S/o Nagappa Dodamani
Age: 21 years, Occ: Student
R/o: Gudenakatti village, Tq: Kundgol
Dist: Dharwad.

(Sri. UMP/SMB., Advocate)

V/s

Respondent: 1. The Tahasildar,
(Registrar of Births and Deaths,
Kundagol) Kundgol,
Kundgol Tq, Dharwad District.

2. Village Accountant,
Gudenakatti village,
Tq: Kundgol , Dist: Dharwad.

(Placed Exparte)

ORDER

The petitioner **Koushik S/o Nagappa Dodamani**, has sought to invoke Sec.13(3) of Registration of Births & Deaths Act by seeking a direction to respondents to enter his date of birth in the register of Births and deaths as on **21.05.2004 at Gudenakatti Town, Kundgol Taluk**. It is said that due to some bonafide reasons stated in the petition the date of birth of petitioner by name **Koushik S/o Nagappa Dodamani** has not been entered in the register of births and deaths.

2. After filing of the petition, notice was issued to the respondents. The respondents remained absent. Hence, placed exparte. Then, posted for petitioner's

evidence. Petitioner examined **as P.W.1.** and marked 3 documents.

3. Heard, Perused records.

4. The following point arise for my consideration:

“Whether the petition filed U/Sec.13(3) of Births & Deaths Act by the petitioner is deserves to be allowed” ?

5. My answer to the above point is in the **AFFIRMATIVE** for the following:

REASONS

6. The petitioner **Koushik S/o Nagappa Dodamani** in his evidence affidavit deposed par with the petition averments. Non-availability certificate is marked as Ex.P.1. On perusal of it, it is mentioned that the event relating to birth of **Koushik S/o Nagappa Dodamani**. Ex.P2 is the School Leaving Certificate of petitioner, and Ex.P.3 is the Adhar Card of petitioner. On Careful scrutiny of the oral and documentary evidence available on record, it transpires that the petitioner has filed the application with a bonafide intention. Further, as the respondents placed Exparte, there is no rebuttal evidence

to challenge the version of the petitioner, hence the version of the petition is accepted.

7. Keeping in view of the decision rendered in AIR 1976 Kar. 231 I proceed to pass the following:

ORDER

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

The respondents are directed to register the date of birth of petitioner by name **Koushik S/o Nagappa Dodamani** in the concerned register as on **21.05.2004 at Gudenakatti Town, Kundgol Taluk** subject to payment of requisite late fee etc., and further it is hereby directed to issue Birth certificate accordingly.

(Dictated to the stenographer directly on the computer, corrected, revised and then pronounced by me in the open court, this the 18th day of June 2026.)

(Abdul Khadar)
Senior Civil Judge and JMFC,
Kundgol.

APPENDIX

List of witnesses examined on behalf of the petitioner:-

P.W.1: Koushik N. Dodamani

List of documents marked on behalf of the petitioner:-

Ex.P1: Non-availability Certificate.

Ex.P2: School Transfer certificate

Ex.P3: Adhar Card of petitioner.

**List of witnesses examined & documents marked on
behalf of the respondent:**

- NIL -

Senior Civil Judge & JMFC,
Kundgol.