

KAHS610003472026



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

PRESENT:- Smt. KUSUMA V., B.A.L., LL.B.,
Prl. Civil Judge & JMFC,
Channarayapatna.

Dated this the 06th day of April 2026
CRL. MISC. NO.68/2025

- Petitioners :-**
1. **Ravi.C.V,**
S/o Veerabadrappa,
Aged about 49 years,
 2. Veerabadrappa,
Aged about 75 years,
 3. *Dinesh.C.V,*
S/o Veerabadrappa,
Aged about 53 years,
 4. Somashekar.C.V,
S/o Veerabadrappa,
Aged about 51 years,

All are Residing at:
Gollara Street,
Channarayapattana Town,
Channarayapattana Taluk,
Hassan District.

(By Sri. HSS., Adv.)

V/s

Respondent :-

The Chief officer,
Registrar of Birth and Death,
City Municipal,
Channarayapattan Town,
Channarayapattana Taluk,
Hassan District.

(Absentee)

ORDER

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

2. For the reasons stated in the petition, the petitioners have prayed for issuance of direction to the respondent to register the death event of the wife of petitioner No.2 and mother of petitioner No.1, 3 and 4 by name **Bhagyamma W/o Veerabadrappa as 13.06.1996.**

3. In spite of service of notice, the respondent is absent before the court and as such his objection was considered as nil. The matter was posted for enquiry of the petitioners.

4. In order to substantiate their case, the petitioner No.1 got examined himself as PW-1 and got marked documents at Ex.P-1 to P-8 and P-7(a) and P-8(a). Thereafter, the petitioners closed evidence on their behalf.

5. Heard arguments by the learned counsel for the

petitioners and perused the materials on record.

6. The points that arise for consideration of the court are:

- i. Whether the petitioners are entitled for the relief sought?
- ii. What order?

7. On consideration of the materials placed on record, this court answers the aforesaid points as here under:

Point No. 1 : **In the Affirmative**

Point No. 2 : As per final order
for the following:

REASONS

8. **Point No.1** : As aforesaid the petitioner No.1 got examined himself as PW-1 and he has deposed to fact that himself and petitioner No. 3 and 4 are the children and petitioner No.2 is the husband of deceased Bhagyamma W/o Veerabadrappa and the said Bhagyamma died on 13.06.1996 at Gollara Street, C.R. Patna Town & Taluk, Hassan district. Further, he has deposed that he has filed the present petition for obtaining the death certificate of his and Petitioner No. 3 and 4's mother and wife of petitioner No.2 and there are no other legal heirs to his mother. Further, he has deposed that now to change khatha, he is in need of his mother's death certificate.

9. The petitioner No.1 in support of his case has relied upon Ex.P-1 which is the non-availability certificate issued by the office

of the respondent. Ex.P-2 is the Genealogical tree, Ex.P.3 to 6 are the notarized copy of Aadhaar card of petitioners, Ex.P.7 and 8 are the paper publications.

10. As stated supra, the respondent has remained absent before the court. The evidence of PW-1 has thus remained unchallenged and un-rebutted. Ex.P-1 clearly goes to show that the death event of the mother of petitioner No.1, 3 and 4 and wife of petitioner No.2 was not registered. Ex.P-7 and P-8 are goes to show that the date of death of the mother of petitioner No.1, 3 and 4 and wife of petitioner No.2 is not disputed by any other persons. Wherefore, if the relief sought by the petitioners are declined, they will be put to hardship. That apart there is nothing on record to disbelieve the evidence lead by the petitioners. Under these circumstances, this court has no other alternative than to accept the evidence of PW-1. Accordingly, this court answers point No.1 in the **Affirmative**.

11. Point No. 2 : In the light of foregoing discussions, this court proceeds to pass the following:

ORDER

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

The respondent is hereby directed to make proper entry in respect of date of death of the mother of petitioner No.1, 3 and 4 and

wife of petitioner No.2 by name **Bhagyamma**
W/o Veerabadrappa as 13.06.1996 at
Gollara Street, C.R. Patna Town & Taluk,
Hassan district.

The respondent shall collect the
prescribed fee from the petitioners.

No order as to cost.

(Dictated to the stenographer directly on computer, typed by her, corrected,
signed and then pronounced by me in the open court this **06th day of April**
2026.)

(Smt. Kusuma V)
PrI. C.J. & JMFC,
Channarayapatna.

ANNEXURE

1. List of Witnesses examined by the petitioner :-

PW-1 : Ravi.C.V

2. List of documents marked by the petitioner:-

Ex.P-1 : Non availability certificate

Ex.P-2 : Genealogical tree

Ex.P-3 to 6: Notarized copy of Aadhar cards of
petitioners

Ex.P-7 : Hosa Digantha Kannada daily news paper

Ex.P-7(a) : Citation advertisement dated: 28-01-2026

Ex.P-8 : Nada Sahyadri Kannada daily news paper

Ex.P-8(a) : Citation advertisement dated: 28-01-2026

3. List of witnesses examined & documents marked by the respondent:-

NIL

(Smt. Kusuma V)
Prl. C.J. & JMFC,
Channarayapatna.

(Order Pronounced in open court, Vide separate Order)

ORDER

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

The respondent is hereby directed to make proper entry in respect of date of death of the wife of petitioner No.1 and mother of petitioner No.2 by name **Bhagyamma W/o Veerabadrappa as 13.06.1996** at Gollara Street, C.R. Patna Town & Taluk, Hassan district.

The respondent shall collect the prescribed fee from the petitioners.

No order as to cost.

(Smt. Kusuma V.)
Prl. C.J. & JMFC, C.R Patna.