

IN THE COURT OF THE I-ADDL. CIVIL JUDGE AND
J.M.F.C AT MALUR

Dated this the 29th June 2026

CMC No. 84/2026

- PETITIONERS** : 1. Sarojamma
W/o Lakshman
Aged about 50 years,
2. Lakshamana,
S/o Late Munivenkatappa,
Aged about 61 years,
3. Kanthamma,
D/o Late Munivenkatappa,
W/o Thimmarayappa,
Aged about 51 years,
4. Madhu.B.L.
S/o Lakshmanna,
Aged about 32 years,
5. Murali,
S/o Lakshmanna,
Aged about 30 years,
6. Shamala.B.L,
S/o Lakshmanna,
Aged about 28 years,

All are R/at Banahalli Village,
Tekal Hobli, Malur Taluk,
Kolar District.

(Petitioner: S.D.M. Advocate)

V/s

RESPONDENT : The Tahasildar
Malur.

(Ex-parte)

ORDER

The Petitioners have filed this Petition seeking issuance of directions to Respondent for entering the Date of Death of **Munishami S/o Lakshman**, grandfather of Petitioner No.1 to 3 and great grandfather of Petitioner No.4 to 6. The said **Munishami S/o Lakshman**, died on **28.11.1996** at Banahalli Village, Tekal Hobli, Malur Taluk.

The notice to the Respondent was duly served. In spite of service of notice Respondent failed to appear before court and to contest the matter. Public notice through paper publication was issued, Respondent was called out absent and was placed ex-parte. The Petitioner No.1 has examined herself as PW1 and got marked documents Ex.P-1 to 11. Ex.P1 is the non-availability certificate, Ex.P-2 is the Notarize family tree, Ex.P.3 to 8 are the copies of Aadhar of Petitioners, Ex.P9 is the RTC, Ex.P10 and 11 are the copies of 2 Kannada Daily News paper and Ex.P10(a) and 11(a) are the portion of notice. PW-1 has reiterated the averments of the petition in her examination-in-chief. As the Respondent did not choose to appear and contest the matter. The evidence of PW1 remained unchallenged. There is nothing available on record to disbelieve the version stated by the Petitioners on oath. Apart from this, the explanation given by the Petitioners for not informing the Date of Death to the concerned authorities is also satisfactory one.

The Petitioners are competent person to depose regarding the Death of **Munishami S/o Lakshman**, grandfather of Petitioner No.1 to 3 and great grandfather of Petitioner No.4 to 6. Hence, in the opinion of this court the Petitioners have made out sufficient grounds so as to issuance of directions to the Respondent authority as prayed for in the petition. Hence, this court proceeds to pass the following:

ORDER

- The petition filed by the petitioners is hereby allowed.
- The Respondent is hereby directed to register the Date of Death of **Munishami S/o Lakshman**, grandfather of Petitioner No.1 to 3 and great grandfather of Petitioner No.4 to 6. The said **Munishami S/o Lakshman** died on 28.11.1996 at Banahalli Village, Tekal Hobli, Malur Taluk and issue Death certificate to the Petitioners accordingly after payment of necessary fees.

No orders as to cost.

Sd/-
(Smt. Gayatri)
C/c I-Addl. Civil Judge & JMFC.,
Malur.

ANNEXURE

1) Witnesses examined on behalf of the Petitioners :

P.W.1 : Sarojamma

2) Documents marked as Exhibits for the Petitioners :

Ex.P-1 : Non-availability Certificate.

Ex.P-2 : Family Tree.

Ex.P-3 to 8 : Aadhar card of Petitioners.
Ex.P-9 : RTC
Ex.P-10 & 11 : 2 Paper Publications.
Ex.P-10(a) & 11(a): Portions of Notice.

3) Witness examined on behalf of the Respondent:

- NIL-

4) Documents marked as Exhibits for the Respondent :

- NIL -

Sd/-
(Smt. Gayatri)
C/c I-Addl. Civil Judge & JMFC.,
Malur.