

ORDER ON MAIN PETITION

Petitioners have filed petition for seeking issuance of directions to Respondent to enter the death date of mother of Petitioners. The deceased name **Yamanamma W/o Bheemappa Sidnekoppa** who died **on 10-01-1992 at Kavaluru Village, Tq & Dist Koppal.**

2. The Petition notice to the Respondent was duly served. In spite of service of notice, the Respondent did not appear.

3. Petitioner No.2 has been himself examined as PW-1 and got marked Ex.P-1 to P-9. Ex.P-1 is the Non-Availability Certificate, Ex.P-2 is the RTC, Ex.P.3 to 6 are the Notarized Aadhar Cards, Ex.P-7 is the genealogy certificate, Ex.P-8 & 9 are the news papers. PW-1 has reiterated the contents of the Petition in aunt examination in chief. As the Respondent did not choose to appear, the evidence of PW-1 remained unchallenged. Hence, there is

nothing available on record to disbelieve the version stated by the PW-1 on oath.

4. Apart from this, the explanation given by the PW-1 for non-informing the date of **death** to the concerned authorities is also satisfactory one. PW-1 is the competent person to say regarding the Death of his mother. Hence, in my opinion the Petitioners have made out grounds to issue directions to the Respondent authority, as prayed in the Petition. Hence, I pass the following:

ORDER

The Petition filed under Section 13(3) of Registration of Births and Deaths Act, 1969 by the Petitioners are hereby allowed.

The Respondent shall register the date of death of **Yamanamma W/o Bheemappa Sidnekoppa** who is the mother of Petitioners died on **10-01-1992 at petitioner's house Kavaluru Village, Tq & Dist Koppal** and shall issue the death certificate to the Petitioners by collecting prescribed fee.

Issue intimation to the Respondent to issue Death Certificate as directed above by collecting necessary fee and fine.

It is made clear that the mention of date of death herein is not in the nature of declaration.

**I Addl. Civil Judge and JMFC,
Koppal.**