

**ORDER UNDER SEC.13(3)(B) OF REGISTRATION OF
BIRTH AND DEATH ACT**

The petitioner has filed this petition for direction to the respondent to record the date of death of his father by name Thimmegowda S/o Late Kalasegowdara Doddanna on 16.07.1949.

2. The petitioner has taken a specific contention that, when he approached for death certificate of his father, the respondent has issued a non-availability certificate dated:26.06.2025. The death certificate of the father of the petitioner is required change the katha of the properties and other legal necessities. Hence, this petition.

3. After filing the petition, Court notice was issued to the respondent. The respondent remained absent. Hence, case proceeded with.

4. In order to prove his case, the petitioner examined as PW.1 and got marked 06 documents as Ex.P.1 to Ex.P.6.

5. Heard the learned counsel for the petitioner.

6. In order to establish the said fact, the petitioner has examined himself as PW.1 and got marked documents from Ex.P.1 to Ex.P.6. Ex.P.1 is the non-availability certificate issued by the respondent. Ex.P.2 is the notarized copy of the Genealogical Tree. Ex.P.3 is the notarized copy of Aadhar Card. Ex.P.4 and Ex.P.5 are the news papers and Ex.P.4(a) and Ex.P.5(a) are the citation in the news papers and Ex.P.6 is the notarized copy of the Genealogical Tree.

7. On perusal of Ex.P.3 i.e. notarized copy of the Aadhar card of the petitioner, which shows the name of the petitioner's father as

Kalasegowdanadoddanna R/o Sargur village, Halaguru Hobli, Sagyasaragur, Malavalli Taluk, Mandya District. Ex.P6 is the notarized copy of genealogical tree, it depicts the petitioner is the son of Late Thimmegowda @ Kalasegowdaradoddanna and Late Gowramma. The documents produced by the petitioner supports his case. As the respondent has remained absent, the testimony of petitioner has remained unchallenged and uncontraverted and there are no reasons to disbelieve the evidence given by the petitioner. Hence, it is proper to issue direction to the respondent to record the date of death of the father of the petitioner by name Thimmegowda S/o Late Kalasegowdara Doddanna on 16.07.1949. Accordingly, I proceed to pass the following:

ORDER

The Petition filed by the petitioner under Sec.13(3)(b) of Registration of Birth and Death Act is hereby allowed.

The respondent is hereby directed to enter the date of death of father of the petitioner by name **Thimmegowda S/o Late Kalasegowdara Doddanna R/o Sagya Saraguru Village, Halaguru Hobli, Malavalli Taluk, Mandya District as on 16.07.1949** in the register of Birth and Death, on payment of prescribed fee and also directed to issue death certificate in favour of the petitioner as per prescribed rules.

(Nazia Kouser)
Prl.Civil Judge & JMFC.,
Malavalli.