

23/1/2021
Orders

ORDER

The petition was filed under Section 13(3) of The Karnataka Registration of Births and Deaths Act 1969.

2. Even after service of the notice the respondent remained absent and not filed any objections . Hence cross-examination of PW1 taken as closed. The Petitioner has filed an affidavit and he was examined as P.W.1. he has produced Ex.P.1 to Ex.P.4 documentary evidence. The respondent has not adduced any evidence.

3. Heard arguments.

4. The case of the Petitioner is that he was born on 17-09-1974 residing at No.20/1, Lalbagh Fort Road, 7th A cross, Dodda Mavalli, Bengaluru-560 004. It is further submitted that the petitioner requires birth certificate for documentation purpose. When he had applied for the birth certificate, the Respondent has issued an endorsement stating that the birth is not registered in the Birth Register. Therefore the Petitioner has prayed for an order to direct the Respondent to register the birth in the concerned Register. P.W.1 in his affidavit filed in lieu of examination-in-chief deposed in consonance with the averments made in the petition, he has also produced documentary evidence marked as per Ex.P.1 Non-Availability Certificate issued by the Respondent and Ex.P.2 is

the copy of PAN card of petitioner, Ex.P.3 is the copy of Election ID card of petitioner. Ex.P.4 is the copy of Aadhar card of petitioner, As per Ex.P.3&4 documentary evidence date of birth of the Petitioner is shown as 17-09-1974 . In the petition it is shown that petitioner is the son of Mr.SYED MAHABOOB and Mrs.MAQBOOL JAN. These details are in consonance with Ex.P.2&3 documentary evidence. The documentary and oral evidence placed on record clearly shows that the date of birth of the Petitioner is not registered by the Respondent in the concerned Register. Therefore, the Petitioner is entitled for an order as prayed in petition. Accordingly, I proceed to pass the following:-

ORDER

Petition filed under Section 13(3) of Karnataka Registration Birth and Deaths Act 1969 is allowed.

Respondent is directed to register the date of birth of petitioner SYED ZAMROOD., S/o Mr.SYED MAHABOOB and Mrs.MAQBOOL JAN as on 17-09-1974 residing at No.20/1, Lalbagh Fort Road, 7th A cross, Dodda Mavalli, Bengaluru-560 004 after collecting necessary fee.

No order as to costs.

This order is only applicable for entering of date of birth in the concerned Register not for any other purpose.

(Dictated to the Stenographer directly on the computer and print out taken on this the 23rd day of January 2021).

**(MANJUNATHA.K.P)
XVIII A.C.M.M., BENGALURU.**

