

KAMS310003062026



**IN THE COURT OF PRL. CIVIL JUDGE AND  
JMFC, HUNSUR**

**:PRESENT:**

**SMT.AYISHABI.P.MAJID., B.A., L.L.B.,  
Prl. Civil Judge & JMFC  
Hunsur**

**DATED THIS THE 29<sup>TH</sup> DAY OF MAY, 2026**

**Crl.Misc.No.100/2026**

<b><u>Petitioner :-</u></b>	Ashraf Pasha S/o Abdul Sattar Sab Aged about 55 years R/at : No.26, Shabeer Nagar Near bypass, Hunsur Town Mysuru District.  <b>(Represented by Sri. C.S.M., – Adv)</b>
<b>V/s</b>	
<b><u>Respondent:-</u></b>	The Tahasildar, Registrar of Birth and Death, Hunsur Taluk, Hunsur.  <b>(Absent)</b>

**ORDERS**

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

2. For the reasons stated in the petition, the petitioner has prayed for issuance of direction to the respondent to register his birth event as 01.01.1971.
3. In spite of service of notice, the respondent was called out absent and as such his objection was considered as nil. The matter was posted for enquiry of the petitioner later.
4. In order to substantiate his case, the petitioner has got examined as P.W.1 and got marked documents at Ex.P.1 to Ex.P.4. Thereafter, the petitioner closed evidence on his behalf.
5. Heard the learned counsel for the petitioner. Perused the materials on record.
6. The points that arise for the consideration of the court are:

### **POINTS**

1. *Whether the petitioner is entitled for the relief sought?*
2. *What order?*

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

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 has got examined as P.W.1 and reiterated the petition averments in his examination-in-

chief. The PW-1 in support of his case has relied upon Ex.P.1 to Ex.P.4. Ex.P.1 is the non-availability certificate issued by the office of the respondent, Ex.P.2 is the Adhar Card of petitioner, Ex.P.3 is the Notarized copy of Passport, Ex.P.4 is the Voter ID Card.

9. Ex.P.1 goes to show that, the birth event of petitioner is unregistered. Ex.P.2 to Ex.P.4 are goes to show that, the date of birth of the petitioner Ashraf Pasha S/o Abdul Sathar Sab, is 01.01.1971. The oral and the documentary evidence produced by P.W.1 have remained unrebutted and unchallenged. As such this court has no other alternative than to accept the reliable evidence adduced by the petitioner. Further in the event of allowing the said petition no other person will be put to any type of loss or injustice. Thus this court is of the opinion that, the petition deserves to be allowed. Accordingly, Point No.1 is answered in the ***Affirmative***.

10. **Point No.2:** In the light of the aforesaid observation, this court proceeds to pass the following:

### **ORDER**

*The petition filed U/s 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 birth of petitioner Ashraf Pasha S/o Abdul Sathar Sab is 01.01.1971 at Kudineeru Muddanahalli, Hunsur Taluk, Mysuru District after collecting the prescribed fee from the petitioner.*

*No order as to cost.*

*(Dictated directly to the Stenographer on computer, typed by her, corrected, signed and then pronounced by me in the open court this 29<sup>th</sup> day of May, 2026)*

**(AYISHABI.P.MAJID)**  
**Prl. Civil Judge & JMFC.,**  
**Hunsur.**

**ANNEXURES**

**1. List of witness examined on behalf of petitioner:**

P.W.1 : Ashraf Pasha S/o Abdul Sattar Sab

**2. List of documents examined on behalf of petitioner:**

Ex.P.1 : Non- availability certificate.  
Ex.P.2 : Adhar Card of petitioner  
Ex.P.3 : Notarized copy of Passport  
Ex.P.4 : Voter ID Card

**3. List of witness examined on behalf of respondent:**

- N I L -

**4. List of documents examined on behalf of respondent:**

- N I L -

**(AYISHABI.P.MAJID)**  
**Prl. Civil Judge & JMFC.,**  
**Hunsur.**