

KAMS510010472026



**IN THE COURT OF II ADDL. CIVIL JUDGE AND
JMFC., NANJANGUD, MYSURU**

Present: Kruttika.P.Pawar

B.E.,LL.B.,LL.M (IP&Tech Laws).

**II Addl. Civil Judge & JMFC,
Nanjangud**

Dated on this 27th day of June 2026.

O.S./112/2026

Plaintiff/s :

Kumari Swathi N,
D/o late Nagesh,
Aged about 17 years,

(Plaintiff minor represented
by her mother)
Rathna B W/o late Nagesh,
Aged about 38 years,

R/at Aahalya village,
Chikkaiahnachathra hobli,
Nanjangud Taluk.

(By Sri. D.N.P., Adv.,)

-Vs-

Defendant/s:

1. Head Master,
Government Higher Primary school,
Aahalya village,
Chikkaiahnachathra hobli,
Nanjangud Taluk

2. Head Master,
Sri. Srikanteshwara Balika High School,
(Added) Hullahalli village and Hobli,
Nanjangud Taluk,
Mysore District-571314

3. Principal,
Nataraja Women's Pre university college,
(P U college), No.140, Sri Hosamata,
Shankaramata road,
Port Mohalla,
Agrahara, Mysore City,
Mysore-570004.

4. Block Educational Officer (BEO),
Educational office,
Nanjangud Taluk,
Nanjangud Town,

5. Chief Secretary,
Government of Karnataka,
Vidhanasoudha, Ambedkar beedi,
Bengaluru.

6. Deputy Director of Public Instruction,
(DDPI), Pre university college,
N R Mohalla, Mysore city, Mysore.

7. Joint Director,
Government Secondary Education
Examination Board
Chamarajamohalla,
Mysore City, Mysore,

8. Secretary,
Secondary education examination board,
6th cross, Malleshwaram,
Bengaluru.

9. Secretary,

Office of the Deputy Director,
Department of public education,
Mysore District, Mysore.

10. Director,
Pre university education examination
board, Pre university education building,
18th cross, Sampige road,
Malleshwaram, Bengaluru.

(Exparte)

Date of Institution of the suit	:	24.02.2026		
Nature of the suit	:	Declaration and Injunction		
Date of the commencement of recording of the evidence.	:	17.04.2026		
Date of the closing of recording of the evidence.	:	25.04.2026		
Date on which the judgment pronounced.	:	27.06.2026		
Total duration	:	Year/s	Month/s	Day/s
		00	04	03

**II Addl. Civil Judge & JMFC.,
Nanjangud**

-:: J U D G M E N T ::-

The Plaintiff has instituted the present suit seeking a declaration that the correct date of birth of her daughter is **16-01-2009**, and not **16-01-2008**, as erroneously recorded in the Transfer Certificate, SSLC Marks Card, and other educational records. The Plaintiff further seeks a consequential

relief of **Mandatory Injunction** directing the Defendants to carry out the necessary corrections in the SSLC marks card, school and college records maintained by them by substituting the correct date of birth of her daughter as 16-01-2009 in place of 16.01.2008.

2. The averments of the plaint in brief are as follows:

The plaintiff submits that her daughter, Kumari Swathi N., residing at the address stated above, studied in the 1st Defendant School from 1st Standard to 8th Standard during the academic years 2014–15 to 2021–22. Thereafter, she studied in the 2nd Defendant School from 9th Standard to 10th Standard during the academic years 2022–23 and 2023–24. Subsequently, she joined the 3rd Defendant College for 1st PUC (Arts – H.E.G.P.) during the academic year 2024–25 and is presently studying in 2nd PUC (Arts – H.E.G.P.) during the academic year 2025–26. The said educational institutions are under the authority and control of Defendants 4 to 10.

The plaintiff further submits that in the educational records of her daughter, namely marks cards, Transfer Certificates (TC), computerized records, study certificates, school reg-

istration records, and other related school and college documents, her date of birth has been wrongly entered as “16-01-2008”. However, in the School Admission Register maintained by the 1st Defendant School, her date of birth is correctly recorded as “16-01-2009”. Except for the said admission register, all other educational records contain the incorrect date of birth due to an inadvertent error committed by the concerned authorities. While the day and month of birth have been correctly entered, the year of birth has been erroneously recorded as 2008 instead of 2009.

Further, Kumari Swathi N. was born on 16-01-2009 at SMT Hospital, Mysuru and her Birth Certificate, Aadhaar Card, Bhagyalakshmi Scheme Security and Insurance Certificate issued by the Government of Karnataka, and other public documents correctly record her date of birth as 16-01-2009.

The plaintiff submits that the incorrect entry of the date of birth as 16-01-2008 in the educational records is causing serious hardship and prejudice to her daughter. After passing the SSLC examination, she joined the 3rd Defendant College for 1st PUC and has successfully completed the same. She is presently

pursuing her 2nd PUC studies. Only recently, about two months prior to the filing of this suit, the plaintiff came to know that her date of birth had been wrongly entered as 16-01-2008 in the school and college records.

If the said error is not corrected, the plaintiff's daughter will face considerable difficulties in pursuing higher education, securing employment in Government and Semi-Government institutions, and availing various benefits and opportunities available to her. The discrepancy may also create obstacles in obtaining documents such as PAN Card, Voter ID Card, Passport, Visa, and other statutory documents.

The plaintiff further submits that upon discovering the discrepancy, she verified the records and found that the correct date of birth of her daughter, as reflected in her Birth Certificate and other public documents, is 16-01-2009. Therefore, it has become necessary to seek a declaration from this Court and consequential directions to correct the erroneous entry appearing in all educational records.

The plaintiff submits that since the date of birth of her daughter has been wrongly recorded as 16-01-2008 in the

records maintained by the defendants, it is essential that the same be corrected to 16-01-2009 in accordance with the Birth Certificate issued by the competent authority. Hence, the plaintiff has filed the present suit seeking a declaration that the correct date of birth of Kumari Swathi N. is 16-01-2009 and for a mandatory direction to the defendants to carry out the necessary corrections in all educational records.

The plaintiff submits that a legal notice dated 31-10-2025 was issued to the defendants calling upon them to rectify the mistake. In response, Defendants No. 2, 4, 7, and 9 issued reply notices expressing their inability to effect the correction.

3. After service of suit summons, the Defendants failed to appear before the Court and contest the matter. Hence, they were placed ex parte.

4. On the basis of the above pleadings, this Court has framed the following points for consideration:

1. Whether the Plaintiff proves that her correct date of birth is 16-01-2009 and that the same has been wrongly entered as 16-01-2008 in the educational records maintained by the Defendants?

2. Whether the Plaintiff is entitle for the relief as sought for?

3. What order or decree?

5. The Plaintiff has examined before the Court as PW1 and got marked Ex.P1 to Ex.P26.

6. Heard the arguments of the Learned Counsel for the Plaintiff

7. The findings of this Court on the above said Issues are as under:

Point No.1 : In the Affirmative

Point No.2 : In the Affirmative

Point no No.3 As per the final order

for the following

-REASONS-

8. Point No.1 and .2: Both these points are inter-connected; hence in order to avoid repetition of discussion both issues have taken together for common discussion.

9. The plaintiff has produced a certified copy of the birth certificate was marked as Ex.P-1, Aadhaar card was marked as Ex.P-2, Bhagyalakshmi Yojane document for the girl child issued by the Karnataka State Government was marked as Ex.P-

3, a confirmation letter of school enrollment from Government Higher Primary School, Nanjangud Taluk dated 10-06-2022 was marked as Ex.P-4, a confirmation letter of school enrollment issued by Sri Srikanteshwar Balika High School dated 13-10-2025 was marked as Ex.P-5, a transfer certificate issued by Sri Srikanteshwar Balika High School was marked as Ex.P-6, the 10th class mark sheet cum certificate was marked as Ex.P-7, and the Aadhaar card was marked as Ex.P-8.

10. A certified copy of the transfer certificate issued by Government Higher Primary School, Ahalya Rampur Post, Nanjangud Taluk, was marked as Ex.P-9, the postal receipt was produced as Ex.P-10 to 20 , the legal notice issued by the advocate under Section 80 of the CPC dated 31-10-2025 was produced as Ex.P-21. The envelopes and the reply notice therein were produced as Ex.P-22 to Ex.P-26 and Ex.P-22(a) to Ex.P-26(a) respectively.

It is observed that the Birth Certificate, which is the primary document, records the date of birth of the plaintiff as 16-01-2009. However, in some of the educational records, the year of birth has been erroneously mentioned as 2008.

Further, the defendants have been placed ex parte. This minor typographical error cannot be permitted to adversely affect the future prospects and interests of the plaintiff. The discrepancy appears to be a clerical mistake and is sufficiently explained by the documentary evidence placed on record.

11. The correct date of birth of the plaintiff is therefore held to be 16-01-2009, as reflected in the Birth Certificate. The documents on record substantiate the claim of the plaintiff. Under the said circumstances, the plaintiff is entitled to the relief sought in the suit. Hence, this Court answers point No.1 and 2 in the **Affirmative**.

12. **Point No.3:** In view of discussion made in detail, while answering point No.1 and 2, the court proceed to pass the following:

ORDER

The suit of the Plaintiff is hereby decreed.

It is hereby declared that the correct date of birth of Swathi N., daughter of the Plaintiff, is 16-01-2009 and not 16-01-2008, as erroneously recorded in the SSLC Marks Card and Transfer Certificate (SATS).

Consequently, by way of a decree of Mandatory Injunction, the Defendants are hereby directed to correct the date of birth of Swathi N. from 16-01-2008 to 16-01-2009 in all other educational records and related documents maintained by them wherever the same is incorrectly recorded, and to carry out the necessary corrections in accordance with law.

Draw Decree accordingly.

(Dictated to the Stenographer directly on the Computer, typed by her, corrected and then pronounced by me in the open court on this the 27th day of June - 2026)

(**Kruttika P Pawar**)
II Addl. Civil Judge and JMFC.,
Nanjangud

A N N E X U R E

List of witnesses examined on behalf of plaintiff:

PW-1 : Rathna B

List of documents marked on behalf of plaintiff.

Ex.P.1 : Certified copy of the birth certificate
Ex.P.2 : Aadhaar card
Ex.P.3 : Bhagyalakshmi Yojane document
Ex.P.4 : Confirmation letter of school enrollment from
Government Higher Primary School,
Nanjangud Taluk dated 10-06-2022
Ex.P.5 : Confirmation letter of school enrollment
issued by Sri Srikanteshwar Balika High
School dated 13-10-2025

- Ex.P.6 : Transfer certificate issued by Sri
Srikanteshwar Balika High School
- Ex.P.7 : 10th class mark sheet cum certificate
- Ex.P.8 : Aadhar card
- Ex.P.9 : Transfer certificate issued by Government
Higher Primary School, Ahalya Rampur Post,
Nanjangud Taluk,
- Ex.P.10-20: Postal receipts
- Ex.P.21 : Legal notice issued by the advocate under
Section 80 of the CPC dated 31-10-2025
- Ex.P.22-26: Envelopes and reply notice

List of witnesses examined on behalf of defendants:

- None -

List of documents marked on behalf of defendant/s.

-Nil-

(**Kruttika P Pawar**)
II Addl. Civil Judge and JMFC.,
Nanjangud