

KAMS510028272026



**IN THE COURT OF THE PRINCIPAL CIVIL JUDGE & JMFC
NANJANAGUDU**

PRESENT

Smt. Shruthi Shree. S., B.A.,LL.B.
Principal Civil Judge & JMFC., Nanjanagudu

Dated: 16th day of June, 2026

Crl.Mis.No.1013/2026

PETITIONER :: Smt. Mahadevamma,
 Aged about 36 years,
 W/o. Shivalinganaika,
 R/at Belale Village, Shiramalli Post,
 Hullahalli Hobli, Nanjangudu Taluk,
 Mysuru District.

(By Sri. Rajesha. S. Advocate)

- V/s -

RESPONDENT :: The Thasildhar,
 Registrar of Birth and Deaths,
 Nanjanagudu Taluk,
 Nanjanagudu.

(Absent)

ORDER

The petitioner has filed this petition U/s 13(3)(B) of
Karnataka Births and Deaths Registration Act, 1969.

2. In the petition the petitioner has stated that petitioner's daughter by name **Kum.Shilpa D/o Shivalinganaika**, was born on 28.06.2008 at Belale Village, Shiramalli Post, Hullahalli Hobli, Nanjangudu Taluk, Mysore District. Due to lack of knowledge, she has not intimated to the respondent authorities. The same is not entered in their registers. Now the petitioner's daughter is in need of her birth certificate to obtain Government facilities, hence she has approached the respondent for issue of birth certificate, the respondent had issued non-availability certificate. Hence she prayed to issue direction to issue birth certificate as sought in the petition.

3. On service of petition notice, the respondent has remained absent, hence the respondent is placed ex-parte.

4. The following points that arise for the consideration of this Court are;

1. Whether the petitioner has made out grounds for issue directions as sought in the petition?
2. What Order?

5. The petitioner in support of her case, she has examined herself as Ex.P1 and relied on documents which are marked as Ex.P1 to Ex.P4.

6. Heard the arguments of learned counsel for the petitioner, perused the materials on record.

7. The findings of this Court to the above points are as follows;

Point No.1 : In the **Affirmative**.

Point No.2 : As per final order for the following;

REASONS

8. **Point No.1:-** In support of her case, the petitioner has filed affidavit evidence in lieu of her examination-in-chief as PW.1. In her evidence she has stated that she was born on 28.06.2008 at Belale Village, Shiramalli Post, Hullahalli Hobli, Nanjangudu Taluk, Mysore District. Further, she has deposed that due to lack of knowledge she has not registered the date of birth of her daughter with the respondent authority. The petitioner's daughter is in need of birth certificate to obtain Government facilities. When she applied for birth certificate of her daughter, the respondent authority has issued non-availability certificate and therefore, she has filed this petition.

9. Further, during the course of her examination-in-chief, non-availability certificate is marked at Ex.P1, Notarized copy of Aadhaar Card of petitioner is marked at Ex.P2, Notarized copy of Aadhaar Card of petitioner's daughter is marked at Ex.P3 and

Notarized copy of Transfer Certificate is marked at Ex.P4. The evidence of petitioner has remained unchallenged and un-rebutted without under going the test of cross-examination. Hence, this court is of the opinion that, the petitioner has established that her daughter by name **Kum.Shilpa D/o Shivalinganaika**, was born on 28.06.2008 at Belale Village, Shiramalli Post, Hullahalli Hobli, Nanjangudu Taluk, Mysore District, as such she is entitled for the relief as sought for. With these observations this court answered **Point No.1** in the **Affirmative**.

10. Point No.2:- For the aforesaid discussion on Point No.1, this court proceed to pass the following;

ORDER

The petition filed U/s. 13(3)(B) of Registration of Birth and Death Act, is hereby allowed.

The respondent is hereby directed to enter the date of Birth of petitioner's daughter Kum.Shilpa D/o Shivalinganaika, was born on 28.06.2008 at Belale Village, Shiramalli Post, Hullahalli Hobli, Nanjangudu Taluk, Mysore District in the relevant registers maintained by the respondent, after collecting necessary fee if any.

Issue intimation accordingly.

(Dictated to the Stenographer directly on Computer, typed by him, revised, corrected by me and then pronounced in the open Court on this the 16th day of June, 2026)

(SHRUTHI SHREE. S)
Principal Civil Judge & JMFC,
Nanjanagudu.

ANNEXURE

LIST OF WITNESSES EXAMINED FOR THE PETITIONER/S:-

PW.1 Smt. Mahadevamma.

LIST OF DOCUMENTS MARKED FOR THE PETITIONER/S:-

Ex.P.1 Non-availability Certificate.
Ex.P.2 Notarized copy of Aadhaar Card of petitioner.
Ex.P.3 Notarized copy of Aadhaar Card of Smt. Shilpa.
Ex.P.4 Notarized copy of Transfer Certificate.

LIST OF WITNESSES EXAMINED FOR THE RESPONDENT:-

- N I L -

LIST OF DOCUMENTS MARKED FOR THE RESPONDENT:-

- N I L -

(SHRUTHI SHREE. S)
Principal Civil Judge & JMFC,
Nanjanagudu.