

KAMS710015392026



Crl.Misc./274/2026

**IN THE COURT OF PRINCIPAL CIVIL JUDGE AND J.M.F.C.
AT T.NARASIPURA**

: PRESENT:

Sri.SACHIN H.R., B.A. LL.B.,
Prl. Civil Judge & J.M.F.C., T.Narasipura

Dated 17th day of July, 2026

Crl.Misc.No.274/2026

PETITIONERS:

Sri. S.Y.Sampathkumar,
*S/o Late H.M. Srinivasaiah,
Aged about 69 years,
R/at No.5, Guru Krupa, 2nd Floor,
C Main Road, Basava Garden Pipe Line,
Malleshwaram, Bangalore North,
Bangalore – 560 003.*

(By Sri. Nanjundaswamy.S, Adv.,)

-V/S-

RESPONDENT:

The Tashildhar,
*Births and Deaths Department,
T.Narasipura Mini Vidhanasowdha,
T.Narasipura.*

(Exparte)

ORDERS

*This is the petition filed by the petitioner U/Sec.13(3) of
Registration of Births and Deaths Act.*

The petition averments is as under:

2. The grandfather of petitioner by name D.Maayigaiah Urf Maayiga, S/o Late Daasamestri Urf Daasa, was expired on 11.01.1967 at Hanumanalu Village, Bannuru Hobli, T.Narasipura Taluk, leaving behind the petitioner as his legal representatives. As such, the petitioner applied for the certified copies of death certificate of said D.Maayigaiah Urf Maayiga, S/o Late Daasamestri Urf Daasa, for the purpose of family transaction and to get the document changed in their favour where the concerned departments are demanding to furnish the death certificate of D.Maayigaiah Urf Maayiga, S/o Late Daasamestri Urf Daasa. Hence, the petitioner filed an application to the respondent to issue death certificate of D.Maayigaiah Urf Maayiga. But the respondent office has issued non-availability certificate dated 24.02.2026 stating that there is no entry of date of death of said D.Maayigaiah Urf Maayiga, S/o Late Daasamestri Urf Daasa. Hence, this application.

3. In spite of receipt of notice, the respondent did not appear before this Court. Hence, respondent placed ex-parte.

4. Heard arguments of learned counsel for the petitioners and perused the materials available on record.

5. The following points arise for the consideration of this Court:

POINT No.1: Whether the petitioner has made out sufficient grounds to allow this petition?

POINT No.2: What order?

6. The answers of this Court to the above said points are as under:

POINT No.1: In the **Affirmative;**

POINT No.2: As per final order
for the following:

REASONS

POINT NO.1:

7. That the grandfather of petitioner by name D.Maayigaiah Urf Maayiga, S/o Late Daasamestri Urf Daasa, was expired on 11.01.1967 at Hanumanalu Village, Bannuru Hobli, T.Narasipura Taluk. But, the said fact is not registered in the respondent's office. The petitioner has got examined himself as P.W.1 and got marked 5 documents as Ex.P.1 to Ex.P.5. Ex.P.1 is the non-availability certificate which discloses that the date of death of D.Maayigaiah Urf Maayiga, S/o Late Daasamestri Urf Daasa, is not registered in the register maintained by the respondent. Exs.P.2 and 3 are the two paper publications calling upon the general public if any objections to obtain the death certificate of D.Maayigaiah Urf Maayiga, S/o Late Daasamestri Urf Daasa. Exs.P.4 is notarized copy of Aadhar card of petitioner. Ex.P.5 is certificate of Genealogical tree of family of deceased D.Maayigaiah Urf Maayiga, S/o Late Daasamestri Urf Daasa, wherein it discloses that the deceased D.Maayigaiah Urf Maayiga, S/o Late Daasamestri Urf Daasa, is the grandfather of petitioner. In spite of receipt of notice, respondent did not appear before the Court. Evidence of petitioner is not challenged by the respondent. Evidence of petitioner is corroborated by the documentary evidence. Hence,

there is no reason to disbelieve the evidence of petitioner. As such, this Court is of the opinion that the petitioner has made out grounds to allow this petition and accordingly, **this Court answers point No.1 in the Affirmative.**

POINT No.2:

8. In the result, this Court proceeds to pass the following:

ORDER

Petition filed U/Sec.13(3) of The Registration of Births and Deaths Act is hereby allowed.

The respondent is hereby directed to enter the date of death of **D.Maayigaiah Urf Maayiga, S/o Late Daasamestri Urf Daasa**, resident of Hanumanalu Village, Bannuru Hobli, T.Narasipura Taluk, as **11.01.1967** in the register maintained by them after collecting late fee and issue death certificate accordingly.

(Dictated to the stenographer, directly on computer, corrected by me and then pronounced in the Open Court on this the 17th day of July, 2026)

-Sd/-

(SACHIN H.R.)
Prl. Civil Judge & JMFC.,
T.Narasipura.

ANNEXURE

List of witnesses examined on behalf of Petitioner:

P.W.1 : Sri. S.Y.Sampathkumar;

List of documents exhibited on behalf of Petitioner:

Ex.P.1 : Non Availability Certificate;

Ex.P.2 & 3 : Two Paper Publications;

*Ex.P.4 : Notarized copies of Aadhar Card
of Petitioner;*

Ex.P.5 : Notarized copy of Genealogical Tree;

List of witnesses examined on behalf of Respondent:

-NIL-

List of documents exhibited on behalf of Respondent:

-NIL-

-Sd/-

**(SACHIN H.R.)
Prl. Civil Judge & JMFC.,
T.Narasipura.**

*(Order is pronounced in the open court
vide separate order)*

ORDER

*Petition filed U/Sec.13(3) of The
Registration of Births and Deaths
Act is hereby allowed.*

*The respondent is hereby directed to enter the date of death of **D.Maayigaiah Urf Maayiga, S/o Late Daasamestri Urf Daasa,** resident of Hanumanalu Village, Bannuru Hobli, T.Narasipura Taluk, as **11.01.1967** in the register maintained by them after collecting late fee and issue death certificate accordingly.*

-Sd/-

(SACHIN H.R.)
Prl. Civil Judge & JMFC.,
T.Narasipura.