

KARC310006632026



Presented on : 25-02-2026

Registered on : 25-02-2026

Decided on : 04-06-2026

Duration: 0 years, 3 months, 7 days

**IN THE COURT OF THE PRINCIPAL CIVIL JUDGE
& J.M.F.C., LINGASUGUR.**

Dated the 04th day of June, 2026.

Present: Sri.Ambanna K.

B.Com.LL.B.(Spl)

PRL. Civil Judge & J.M.F.C, Lingasuguru.

Cri.Misc.No.374/2026.

In between:-

Gangamma W/o Gaddeppa,
Age: 33 years Occ: Agriculture.
R/o Gonawatla,
Tq: Lingasugur, Dist: Raichur.

... Petitioners

(By Sri. V.K., advocate.)

V/S

The Tahasildar.
Birth and Death Registrar,
Lingasuguru, Dist: Raichur.
All concerned.

...Respondent

(Ex-parte.)



ORDER

The Petitioners have filed the petition U/Sec.13(3) of the Karnataka Registration of Birth & death Act-1969 to issue direction to respondent to register the date of death of petitioner mother and such other reliefs.

2. The facts of the case in brief are as under :-

The husband of Petitioner namely Gaddeppa S/o Nagappa died on 19-02-2016. He died leaving the Petitioner as his legal representative at Gonawatla, Taluka: Lingasuguru. After his death, though their family members informed the respondent to enter his date of death in the register, had not entered. The Petitioner contended that, the death certificate of her husband is very necessary to get the legal heirs certificate. Therefore, the petitioner applied for the death certificate of her husband Gaddeppa S/o Nagappa. The respondent had issued non availability certificate on 19-09-2026 stating that the date of death is not entered in the register and orally intimated to get the orders from the court. There is delay in reporting the death of husband of petitioner before the respondent. The said delay is not intentional, but it is bona-fide one. Hence, this petition.

3. After service of notice to respondent, respondent not appeared before the Court, hence he placed ex-parte.

4. The petitioner is examined as PW-1 and got marked the documents at Ex.P-1 to Ex.P-4.



5. Heard arguments and perused the materials available on record.

6. The Points that would arise for my consideration are ;

1 Whether the Petitioner has made grounds to register and get death certificate of deceased Gaddeppa S/o Nagappa died on 19-02-2016 as prayed ?

2. What order ?

7. My answer to the above points are :-

1. **In the Affirmative.**

2. **As per final order for the following :**

REASONS

8. **POINT No. 1:** The PW.1 has deposed that, her husband namely Gaddeppa S/o Nagappa died on 19-02-2016. After his death, though their family members informed the respondent to enter her husband date of death in the register had not entered. PW-1 further deposed that, non-intimation well in time was due to bona-fide reason and unintentional.

9. PW-1 has further deposed that, the death certificate of her husband is very necessary to get legal heirship certificate and to entering various purposes. She has approached the respondent for the death certificate of her husband Gaddeppa S/o Nagappa died on 19-02-2016. PW-1 deposed that, the respondent has issued Ex.P-1 instead of issuing the death certificate and she is



also ready to pay the requisite fee for the delayed registration. In support of her contention, she has produced the documents such as non availability certificate, Aadhaar cards and news papers namely “Eshanya Times & “ Hyderabad Karnataka Raichur ”, which are marked as Ex.P-1 to 4. Though the respondent has not appeared nor cross-examined the PW.1 to disbelieve the version of petitioner. After filing of the petition, the Petitioner published a notice in the local kannada newspapers namely “ Eshanya Times & Hyderabad Karnataka Raichur ”, after obtaining permission from the court stating that, the Petitioner has filed the petition against the respondent before the court in order to issuance of death certificate of Gaddeppa S/o Nagappa died on 19-02-2016. As per the order of the court, any interested person may appear in the proceedings either in person or through counsel, failing which the matter will be decided on merits. But, no one come forward to raise objection. If the death entry of Gaddeppa S/o Nagappa died on 19-02-2016 is not registered, the Petitioner will be put to great hardship. On the other hand, there will be no hardship or inconvenience on the part of the respondent in registering the above death. **Accordingly, Point No.1 is answered in the Affirmative.**

10. POINT NO. 2 : In the result, the court proceed to pass the following:

ORDER

**The petition filed by the Petitioner
U/Sec.13(3) of the Registration of Birth
and Death Act, 1969 is allowed.**



**The respondent is hereby directed
to register the date of death of
husband of Petitioner namely
Gaddeppa S/o Nagappa died on
19-02-2016 at Gonawatla, Taluka:
Lingasuguru, after collecting late fee.**

(Dictated to the stenographer, directly on the computer and corrected, signed and then
pronounced by me in the open court on the 04th day of June, 2026.)

**sd/-
(AMBANNA.K.)
Prl., Civil Judge & J.M.F.C.
Lingasuguru.**

ANNEXURE

WITNESS EXAMINED FOR the Petitioners.

PW-1 : Gangamma.

DOCUMENTS MARKED FOR the Petitioners.

Ex.P1 : Non-Availability certificate.
Ex.P2 : Aadhaar card.
Ex.P3 & 4 : Paper publications.

**sd/-
Prl., Civil Judge & J.M.F.C.
Lingasugur.**