



Presented on : 25-02-2026

Registered on : 25-02-2026

Decided on : 08-04-2026

Duration : 0 years, 1
months, 11 days

IN THE COURT OF THE PRL., JUDGE & J.M.F.C, AT:

LINGASUGUR

PRESENT: SHRI. AMBANNA.K. *B.COM.,LL.B.*

CIVIL JUDGE & JMFC., LINGASUGUR

Cri.Misc.No.379/2026

DATED THIS THE 08th Day of April, 2026

BETWEEN:

Smt. Heerabai W/o Khasim Sab,

Age: 72 years, Occ-Household,

R/o. Goulipur Lingasugur.,

Tq: Lingasugur, Dist: Raichur.,

...Petitioner

(By Sri.SSS., Advocate)

AND:

The Chief Officer,

The Birth and Death Registrar,

TMC Lingasugur., Tq:LINGASUGUR.

...Respondent

(Absent)



ORDER

The petitioner filed this petition U/sec.13(3) R/w 10(3) of the Karnataka Registration of Births and Deaths Act, 1969 by praying for issuance of direction to respondent to register the particulars of petitioner in register maintained by respondent date of birth of petitioner herself by name Heerabai D/o Madarisab and date of birth is 01-01-1954 and the place of birth is at Lingasuguru.

2. The case of the petitioner in brief is as follows:

The petitioner by name Heerabai D/o Madarisab, was born on 01-01-1954 at Lingasugur. Due to oversight and inadvertence of law, the parents of petitioner had not informed the date of birth of petitioner to register before the concerned authorities. Recently, she applied for the birth certificate of herself before the respondent. Then she came to know that the date of birth of herself was not registered. Hence, she prayed to issue direction to respondent to register the date of birth of petitioner herself as 01-01-1954 in the birth register.

3. The petitioner filed this petition. This court registered this petition and issued notice to the respondent. In spite of service of notice, the respondent has not appeared in this case.

4. The petitioner examined herself as PW-1 and documents got marked as Ex.P1 to 3. The cross-examination by respondent taken as nil due to his non-appearance and the respondent evidence also taken as nil.



5. Heard the counsel for petitioner.

6. The following points arise for my consideration.

1. Whether the petitioner shown sufficient cause for issuance of direction as prayed for?

2. What order?

7. My answers to the above points are as under:

Point No.1 : In the Affirmative.

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

REASONS

8. POINT NO.1: The petitioner filed this petition for issuance of direction to respondent to register the date of birth of petitioner.

9. In order to prove the case, the petitioner examined herself as PW-1 and filed her evidence by way of affidavit in lieu of examination-in-chief and documents got marked as Ex.P1 to 3. The Petitioner reiterated the contents of petition in her chief-examination.

10. The Ex.P1 i.e., non-availability certificate reveals that the date of birth of petitioner herself by name Heerabai D/o Madarisab, was not registered in birth register maintained by the respondent dated 16-02-2026. Ex.P2 is the attested copy of Adharcard, Ex.P3 is the copy of Pancard. These documents also



clearly establish the details furnished by the petitioner in respect of petitioner. she has proved the existence of petitioner by producing Ex.P 1 to 3.

11. The petitioner submitted that she is ready to pay fine and late fee as prescribed under the Registration of Births and Deaths Rules. The respondent has not appeared and cross-examined PW-1 and also not adduced her evidence. It shows that the respondent has no evidence to dispute the date of birth of petitioner herself by name Heerabai D/o Madarisab. The petitioner is residing within the jurisdiction of this court. The evidence of the petitioner remain unchallenged. Hence, I am of the opinion that, the petitioner has proved that petitioner herself by name is Heerabai D/o Madarisab and she was born on 01-01-1954 at Lingasugur. Hence, ***I answer the Point No.1 in the Affirmative.***

12. POINT NO.2 : In view of the above discussion, I proceed to pass the following;

ORDER

The petition filed by the petitioner under section 13(3) of The Registration of Births and Deaths Act is allowed.

The respondent is hereby directed to enter the particulars of birth of petitioner by name as Heerabai D/o Madarisab, date



**of birth as 01-01-1954 and place of birth
as, Lingasugur in the concerned register
after collecting the late fee as per law.**

*(Dictated to the stenographer directly on computer, typed by her,
corrected by me, then pronounced by me in the open court on 08th day of
April, 2026).*

Sd/-

(Ambanna K.)

Prl. Civil Judge & JMFC.,
Lingasugur.

: ANNEXURE:

Witnesses examined for the Petitioner:

PW.1 : Heerabai

Witnesses examined for the respondent:

- Nil-

Documents marked for the Petitioner:

Ex.P.1 : Non-Availability Certificate

Ex.P.2 : Copy of Adharcad

Ex.P.3 : Copy of Pancard

Documents marked for the respondent:

- Nil-

Sd/-

(Ambanna K.)

Prl.Civil Judge & JMFC.,Lingasugur.

