

The petitioner by name **Mallikarjuna** has filed the present petition to direct the respondent to enter the date of his son birth **Shiavaraj S/o Mallikarjuna, mother Name:Anjamma, at Hedaginal village, Tq. Sindhanur** he has born on **28.10.2020** in the birth and death register and to issue birth certificate to the petitioner.

2.Heard arguments. The following point arises for my consideration:-

1)Whether the petitioner has made out ground to enter the date of his son birth in the register of birth and death?

2)What order?

3. My answer to the above points are as under: -

Point No.1: Affirmative,

Point No.2: As per the final order,

REASONS

4. **Point No.1 :-** The petitioner examined as Pw-1 and he has deposed that his son born on **28.10.2020 at Hedaginal village, Tq. Sindhanur**. Due to lack of knowledge and ignorance of the law he has not intimated to his son birth to the concerned officer. His son date of birth is not entered in

birth and death registrar office. his son birth certificate is required for the **purpose of Higher education**. In support of his contention he has produced Ex.P1 non-availability certificate issued by **Tahasildar, Sindhanur**, Ex.P2 is school certificate issued by the concerned school authorities which reveals that his son born on **28.10.2020 at Hedaginal village, Tq. Sindhanur** but his son birth not entered in birth and death register.

5. In his evidence the Petitioner has reiterated the entire case made in the petition and got marked Ex.P1 and Ex.P2. Non-availability certificate issued by the Respondent is marked as Ex.P1. School certificate issued by the concerned school authorities is marked as Ex.P2.

6. When the Petition and the evidence given before the court are looked into it appear that Petitioner is the resident of **Hedaginal village, Tq. Sindhanur** and his son born on **28.10.2020 at Hedaginal**

village, Tq. Sindhanur. The petitioner and his family member were illiterate and not having worldly knowledge. When he approached the education authorities after birth of his son she join the school in her name to the concerned authorities have insisted to produce her birth certificate, the petitioner approached the respondent for getting birth certificate. But the respondent issued Ex.P1 non-availability certificate.

7. It is pertinent to note that, the Petitioner in his petition and also in his evidence affidavit has deposed that, he was an ill-iterate and because of lack of knowledge she could not furnish the information within the prescribed time to the Registrar Birth and Death for making necessary entry in the register. I perused the documents which are marked during evidence. I am satisfied with the reasons assigned by the Petitioner. Therefore I am of the opinion that the petition needs to be allowed. Hence point No.1 answered in **AFFIRMATIVE.**

08. **POINT NO.2** :- For the foregoing reasons, I proceed to pass following

O R D E R

The Petition is allowed.

The Respondent is directed to make entries in the Birth register in respect of date of birth of **Shiavaraj S/o Mallikarjuna, mother Name:Anjamma born on 28.10.2020 at Hedaginal village, Tq. Sindhanur, Dist. Raichur** and collect late fee as per law.

The Respondent further directed to shall mention the present case number, name of petitioner and date of order in the birth register and also the birth certificate which will be consequently issued in pursuant to present orders.

(Dictated to the Stenographer directly on computer, computerized by him and corrected and then pronounced by me in the open court on 2nd day of May 2026).

(Lakshmikanth J. Miskin)
Senior Civil Judge & J.M.F.C.,
Sindhanur.