

KARN320008462023



Presented on :24-06-2026

**IN THE COURT OF THE II ADDL. CIVIL JUDGE
& JMFC., AT KANAKAPURA**

Dated this the 24th Day of June 2026.

**Present: Sri.Vinay Vithal Kundapur, B.A.L, LL.B.,
II Addl. Civil Judge & JMFC,
Kanakapura.**

O.S. No.139/2023

PLAINTIFF : Sri. Raghava. K
S/o Kariyappa,
Aged About 31 Years,
R/at: 4th cross,
Vivekananda Nagara,
Kanakapura Town and Taluk,
Ramanagara District.

[By Sri. A.G.R., Advocate]

V/s

**DEFENDANTS**

- : 1. Govt. of Karnataka
Represented by its
Chief Secretary,
Vidhana Soudha,
Dr. Ambedkar Veedhi,
Bengalore-01.
2. Registrar (Evaluation)
Karnataka Open University,
Mukthgangotri,
Mysore-57006.
3. Registrar (Evaluation)
Bangalore University,
Gnanabharathi,
Bangalore.
4. Registrar
Karnataka Samskrit University,
Banaglore.
5. Director of Pr-University Education
Office of Pre-University Education,
Bangalore,



6. The secretary
Karnataka Second Education
Examination Board,
Bengaluru – 560001.
7. The D.D.P.I
Office of D.D.P.I,
Ramanagara District.
8. The Block Education Officer
Office of B.E.O,
Kanakapura,
Kanakapura Taluk,
Ramanagara District.
9. Principal
Rural College,
Kanakapura – 562117,
Ramanagara District.
10. Principal
Sri. Nirvaneshwara PU College,
Sri. Degula Mutt,
Kanakapura – 562117,



Ramanagara District.

11. The Head Master
Sri. Nirvanaswamy Residency
High School, Degulmutt,
Kanakapura – 562117,
Kanakapura Taluk,
Ramanagara District.
12. The Head Mater
Srinivasa Samskrit College,
Degulmutt,
Kanakapura – 562117,
Kanakapura Taluk,
Ramanagara District.

**[By D-2 Sri. A.G.P., Advocate
D.1, D.3 to 12 ex-parte]**

Date of Institution of the suit : 17-04-2023

Nature of the Suit : Declaration



Date of commencement of : 15-06-2026
recording of Evidence

Date of closing of recording of : 15-06-2026
Evidence

Date on which the Judgment : 24-06-2026
was pronounced

Total Duration	:	Year/s	Month/s	Day/s
		03	02	07

:: J U D G M E N T ::

The plaintiff has filed suit against the defendants for declare the name of the plaintiff as **“Raghava. K instead of Papaiah. K.”** and such other reliefs.

2. The plaintiff's case in brief as follows :-

The plaintiff has studied up to M.Com, and he has passed 1st standard to 10th standard at Sri. Nirvanaswamy Residency High



School, Degulmutt. The plaintiff has passed P.U.C at Nirvaneshwara P.U College, at Degula Mutt. The plaintiff has passed B.Com at Rural College, at Kanakapura and the plaintiff has passed Samskrit at Sri. Nirvanaswamy Residency High School and Srinivasa Samskrit College, Degula Mutt at Kanakapura Taluk, Ramanagara District. At the time of admission of the plaintiff to the 1st standard, the plaintiff's name as Papaiah. K, which is his original name given by his parents. The plaintiff's in his all school and college records viz., admission extract, transfer certificate and marks card, the plaintiff's name has been entered as Papaiah. K.

The plaintiff further submits that, as per the horoscope the plaintiff existing name Papaiah. K is not suitable for his future and the plaintiff has been advised by the Astrologist to get change the christened his name as Raghav. K, which is suitable for his future and also on his own will and accord, the plaintiff desires to change his name as Raghav. K. On 22.04.2022, onwards he may be called in



the name of Raghav. K instead of his prior name as Papaiah. K and the same has been sworn by the plaintiff before Notary Public on 22.04.2022. The plaintiff has issued paper publication regarding the above said facts. Further, the plaintiff has approached the defendants No.2 to 12 to change his name as Papaiah. K instead of Raghav. K in his all school and college records.

The plaintiff further submits that, he has issued legal notice on 10.10.2022 to the defendants called upon to change the name of the plaintiff as Raghav. K instead of Papaiah in his all school and college records etc.,. The said notice duly served upon defendants, but the defendants No. 2 and 5 have given evasive reply and others defendants have not complied nor replied the same. The plaintiff submits that the defendant No.1 is superior officer of the defendants No.2 to 12. The defendants No.2 to 12 are in the control and custody of the defendant No.1. Hence the 1st defendant is made as formal party to this suit. The cause of action for the suit



arose when the legal notice dated 10.10.2022 issued to the defendants and on subsequent days where the plaintiff is residing at Kanakapura Town, Kanakapura Taluk, Ramanagara District within the jurisdiction of this Hon'ble court within the jurisdiction of this Hon'ble court. Hence the plaintiff filed present suit.

3. After service of summons, the defendants No.2 has not appeared before this Court. Hence he placed ex-parte and defendant No.1, 3 to 12 appeared through their counsel, inspite of sufficient opportunity, they have not chosen to file written statement.

4. On the basis of the pleadings, this court has framed the Points arise for determination by the Court.

1. Whether the plaintiff proves that his name is Raghava. K but not Papaiah. K ?
2. Whether the plaintiff is entitled for relief as sought for?



3. What Order?

5. To prove the case, plaintiff herself examined as P.W-1 by filing his evidence on affidavit in lieu of examination in chief wherein he has reiterated the contents of the plaint and got marked the documents as per Ex.P-1 to Ex.P-12.

6. Perused the oral and documentary evidence adduced and produced by the plaintiff.

7. Perused the oral and documentary evidence adduced and produced by the plaintiff and defendants.

8. On the materials available on record, this court has answered the above points as follows:

Point No.1: In the Affirmative;

Point No.2: In the Affirmative

**Point No.3: As per final order
for the following:**



REASONS

9. Point No.1 and 2: The plaintiff has filed this suit to declare her name as **“Raghava. K”** instead of **“Papaiah. K”** in his school and college records and directed defendants to change the name as per the prayer made in the plaint and such other reliefs.

10. To prove the case, plaintiff himself examined as P.W-1 by filing his evidence on affidavit in lieu of examination in chief wherein he has reiterated the contents of the plaint and got marked the documents as per Ex.P-1 to Ex.P-12.

The Ex.P-1 is the Affidavit, Ex.P-2 is the S.S.L.C Marks card, Ex.P-3 is the II PUC Marks card, Ex.P-4 is the Marks card of Sanskrit , Ex.P-5 is the Marks cards of B.Com, Ex.P-6 is the Legal Notice, Ex.P-7 is the Paper publication, Ex.P-8 is the Postal receipts, Ex.P-9 is the Postal acknowledgment, Ex.P-10 is the information letter by Open



University, Ex.P-11 is the Letter for P.U Board and Ex.P-12 is the Original Adhar card.

11. After service of summons, the defendants have not appeared before this Court, hence they are placed ex-parte and if at all the case of the plaintiff is false or frivolous, then the defendants would have contest the case of the plaintiff. The evidence of P.W-1 remain undisputed and unchallenged.

12. It is the choice of the person by which name he/she must be recognized and called upon. More so, it is his personal right no one can curtail such right, unless proposed name of the plaintiff affected the rights of such person. In the instant case, even after grant of sufficient opportunity defendants not chosen to file written statement and did not lead evidence on his behalf.

13. The only dispute in this case is that the name of plaintiff as **“Raghava. K”** instead of plaintiff **“Papaiah. K”** are one and the same.



14. The plaintiff to prove his case produced Ex.P-1 to Ex.P-12 documents before the court. Ex.P-2 to Ex.P.5 documents which reflects that Papaiah. K is a son of Kariyappa and Malamma also called as Papaiah. K, so the documents produced by the plaintiff is fair enough to prove the fact that Papaiah. K and Raghava. K are one the same. Ex.P.6 is the legal notice dated 10.10.2022 by advocate Madesha. A.G issued to the defendants, Ex.P.7 is the Udayakala news paper which reflects his name is Raghava. K instead of Papaiah. K published in 22.04.2022. Ex.P.8 and Ex.P.9 are the postal receipts and acknowledgment that notice was duly served to the defendants. Ex.P.10 is the Mysore University send letter to notice for advocate Madesha. A.G for change the name of Raghava. K instead Papaiah. K for all his school and college records. Ex.P.11 is the letter for P.U Board for change his name Raghava. K instead of Papapiah. K and Ex.P.10 is the Original Adhar Card document produced by the plaintiff it shows that the name of



plaintiff mentioned as Papaiah. K. As per the **Sec.74 of the Indian Evidence Act**, the supra stated documents are the public documents, as such they carry presumptive value in respect of the proof for contents of documents. The contents of it do not lead any presumption in respect of the truthfulness and correctness of the documents. Hence, from the supra stated ratio, discussion and the reasons it can be held that the plaintiff is entitled for the relief as prayed for in the plaint. Considering the materials placed on record as well as her oral evidence and documentary evidence clearly establishes case of the plaintiff and there are no reason to disbelieve the case of the plaintiff. So considering all the above made discussion this court answered **Point No.1 and 2 in the Affirmative.**

15. Point No.3: For the foregoing reasons and findings on Point No.1 and 2, this court proceed to pass the following:



: O R D E R :

The suit of the plaintiff is hereby decreed.

It is hereby declared that the plaintiff's name is "Raghava. K".

The defendants are hereby directed to change the name of the plaintiff as "Raghava. K" in place of "Papaiah. K" in plaintiff's school records and college records.

No order as to cost.

Draw decree accordingly.

*(Dictated to the stenographer directly on the computer, print out taken by her then corrected, signed and pronounced by me in the open court on this the **24th Day of June 2026**).*

Sd/-
(Vinay .V. Kundapur)
II Addl Civil Judge & JMFC,
Kanakapura.

**:ANNEXURE:****LIST OF WITNESSES EXAMINED FOR PLAINTIFF:**

P.W-1 : Raghava. K

LIST OF DOCUMENTS MARKED ON BEHALF OF PLAINTIFF:

Ex.P-1 : Affidavit
Ex.P-2 : S.S.L.C Marks card
Ex.P-3 : II PUC Marks card
Ex.P-4 : Marks card of Sanskrit
Ex.P-5 : Marks cards of B.Com
Ex.P-6 : Legal Notice
Ex.P-7 : Paper publication
Ex.P-8 : Postal receipts
Ex.P-9 : Postal acknowledgment
Ex.P-10 : information letter by Open University
Ex.P-11 : Letter for P.U Board
Ex.P-12 : Original Adhar card

LIST OF WITNESSES EXAMINED FOR DEFENDANTS:

-NIL-



LIST OF DOCUMENTS MARKED ON BEHALF OF DEFENDANT/S

-NIL-

Sd/-
(Vinay .V. Kundapur)
II Addl Civil Judge & JMFC,
Kanakapura.





(Judgment pronounced in open court
Vide separate order)

: ORDER :

The suit of the plaintiff is hereby decreed.

It is hereby declared that the plaintiff's name is "Raghava. K".

The defendants are hereby directed to change the name of the plaintiff as "Raghava. K" in place of "Papaiah. K" in plaintiff's school records and college records.

No order as to cost.

Draw decree accordingly.

**II Addl Civil Judge & JMFC,
Kanakapura.**