



IN THE COURT OF PRL. CIVIL JUDGE & J.M.F.C.,
GUBBI

Dated this the 3rd day of June 2026

PRESENT :

SRI. KIRAN S.P., B.B.M. L.L.B.,
Prl. Civil Judge & JMFC, Gubbi.

C.Misc. No.157/2026

Petitioner/s: **Shakira Bi**
 D/o Kareem Sab
 Aged about 59 years,
 R/at Lingammanahalli, Kadaba Hobli,
 Gubbi Taluk, Tumakuru District.

(By Sri. K.R.P., Advocate)

-V/s-

Respondent/s: The Tahasildar/Registrar of Birth &
 Death, Taluk office, Gubbi.

(Exparte)

ORDER

The Petitioner has filed this petition U/Sec.13 (3) of Karnataka Births and Deaths Registration Act 1969.

2. In the petition the Petitioner has stated she was born on **07.06.1967** at Lingammanahalli, Kadaba Hobli, Gubbi taluk. Due to inadvertent the birth of the petitioner was not intimated to the Respondent authorities. The same is not entered in their registers.



The birth certificate of petitioner is necessary to avail Government facilities. When she had applied for birth certificate, the Respondent has issued non-availability certificate. Hence she has prayed to issue direction as sought in the petition.

3. On service of petition notice, the respondent has remained absent, hence he has been placed *exparte*.

4. The following points that arise for the consideration of this court are:

1. Whether the Petitioner has made out grounds for issue directions as sought in the petition ?

2. What order?

5. The Petitioner in support of her case she has examined herself as PW.1 and relied on documents which are marked as Ex.P-1 to 3.

6. Heard the arguments of learned counsel for the Petitioner, perused the materials on record.

7. The findings of this court to the above points are as follows:

Point No.1: **In the Affirmative.**

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



REASONS

8. **Point No.1** : In support of her case, the Petitioner has filed affidavit evidence in lieu of her examination in chief as PW.1. In her evidence she has stated that the petitioner by name **Shakira Bi D/o Kareem Sab** on **07.06.1967** at Lingammanahalli, Kadaba Hobli, Gubbi taluk. Further deposed that due to ignorance, she has not been registered the date of birth with the respondent authorities. Further deposed that her birth certificate is necessary to avail Government facilities, when she had applied for the birth certificate, the respondent authorities has issued non-availability certificate at Ex.P-1, Ex.P-2 is the Transfer certificate and Ex.P-3 is the Aadhaar card which clearly shows that the petitioner was born on **07.06.1967**. The evidence of Petitioner has remained unchallenged and unrebutted without under going the test of the cross-examination. Hence this court is of the opinion that the Petitioner has established that petitioner by name **Shakira Bi D/o Kareem Sab** on **07.06.1967** and entitle for the relief as sought for. With these observations this court has answered point No.1 in the **Affirmative**.



9. **Point No.2:** For the aforesaid discussion on point No.1, this court proceeds to pass the following:

ORDER

The petition filed U/Sec. 13(3) Registration of Birth and death Act is hereby allowed.

The Respondent is hereby directed to enter the date of birth of Shakira Bi D/o Kareem Sab on 07.06.1967 at Lingammanahalli, Kadaba Hobli, Gubbi taluk, in the relevant registers maintained by the Respondent, after collecting necessary fee if any.

Issue intimation accordingly.

(Orders dictated to the stenographer on-line computer, computerized by her, revised, corrected and then pronounced by me in open court on this 3rd day of June 2026)

(KIRAN S.P.)
Prl. Civil Judge & JMFC.,
Gubbi.

ANNEXURE

1. List of witnesses examined on behalf of Petitioner:

PW.1 - Shakira Bi

2. List of documents marked on behalf of Petitioner:

Ex.P-1 - Non-availability certificate

Ex.P-2 - Transfer certificate



Ex.P-3 - Notarized copy of Aadhaar card

Sd/-

(KIRAN S.P.)

**Prl. Civil Judge & JMFC,
Gubbi.**