

KATK710001872026



**IN THE COURT OF PRL. CIVIL JUDGE AND JMFC,
PAVAGADA.**

**Present:- Smt. Munirathnamma.C.N, B.A., LL.B.,
Prl. Civil Judge and JMFC,
Pavagada.**

Dated this the 22nd day of June, 2026

O.S.No.81/2026

Plaintiff:

Sri. M.V.Shivananda
S/o M.L.Venkatanna Setty
aged about 49 years
Residing at;
Kadapalakere Village
Pavagada Taluk.
Now Residing at;
Sathyanarayanapete
Hindupur Town
Sri. Sathya Sai District
Andhra Pradesh

(Rep., by Sri.P.T.R., Advocate)

V/S

Defendants

:

1. The Chief Secretary
Govt. of Karnataka
Vidhana Soudhana
Bengaluru-1

2. The D.D.P.I.
Madhugiri Educational District
Madhugiri
3. The B.E.O.
Pavagada Taluk
Pavagada
4. The Head Master
Government Higher Primary School
Kadapalakere
Pavagada Taluk
Tumakuru District
5. The Vice-Principal
Government High School
Kotagudda
Pavagada Taluk
Tumakuru District OR
Karnataka Public School
Kotagudda.
6. The Secretary,
Karnataka Secondary Examination
Board, Bengaluru

**(Rep., by Sri.A.G.P., Advocate
for defendant No.1 to 6)**

Date of Institution of suit : 03.02.2026

Nature of suit : Declaration of
name & Mandatory
injunction

Date of commencement
of recording of evidence : 15.06.2026

Date on which the Judgment : 22.06.2026
Pronounced.

Total Duration : Year/s Month/s Day/s
00 04 19

(Smt. Munirathnamma.C.N)
Addl. Civil Judge and JMFC,
Pavagada.

J U D G M E N T

This is the suit filed by the plaintiff against the defendants for declaration that the name of the plaintiff name is M.V.Shivananda S/o M.L.Venkatanna Setty and also for mandatory injunction for direction to the defendants to rectify the name of plaintiff as M.V.Shivananda in the place of V.Shivananda and his father name is M.L.Venkatanna Setty in the place of M.Venkatanna Setty in all the school records, S.S.L.C marks card of plaintiff and for costs.

2. Brief facts of the plaintiff's case is as under;

The plaintiff was admitted for 1st standard at defendant No.4 in Admission No.06/1982-83 up to 7th standard. At the time of admission the defendant No.4 was entered his name as V.Shivananda S/o M.Venkatanna Setty. Thereafter plaintiff was admitted for 8th standard at defendant No.5 and his

name was entered as Shivananda.V S/o Venkatanna Setty.M and he studied up to 10th standard at defendant No.5 school. Further submitted that, after completion of 10th standard plaintiff's name was carried out in S.S.L.C marks card as Shivananda.V. S/o Venkatanna Setty.M. As it is represented to plaintiff in other records and testimonials i.e., Birth Certificate and Aadhaar Card his name was mentioned, shown, known, called, read, recorded, recognized corresponded as M.V.Shivananda S/o M.L.Venkatanna Setty but in school records and SSLC marks card and Transfer Certificate plaintiff's name is mentioned as Shivananda.V S/o Venkatanna Setty.M. Due to his traditional and customs reasons and also his children future education purpose, plaintiff intended to change his name as M.V.Shivananda S/o M.L.Venkatanna Setty for all practical purpose. In this regard plaintiff had been approaching defendants No.1 to 6 and requesting all the defendants to change his name in his all records and testimonials as M.V.Shivananda S/o M.L.Venkatanna Setty to had to formal name of Shivananda.V S/o Venkatanna Setty.M. But defendants No.1 to 6 have refused to need to the requests and demands of plaintiff. The need of the change of the name of plaintiff name in all his records and testimonials is genuine, bonafide, reasonable and an immediate one. There is no other motive behind the plaintiff to change his name in his school records and

testimonial and it is further offer said bonafide reasons. Hence without any alternative the plaintiff is obliged to issue legal notice to the defendants 1 to 6 on 13-11-2025. The said notice was served to the defendants and the defendant No.2 was issued reply dated 20-11-2025 to bring decree from the court. In view of defendant's failure to need to the requests and demands of plaintiff. Therefore, the plaintiff has filed this suit and prays to decree the suit.

3. After institution of the suit, the suit summons was issued to the defendants, they remained absent and hence they were placed exparte.

4. The points that arise for my determinations are:

- 1. Whether the plaintiff is entitled to the relief of declaration as sought for?**
- 2. Whether the plaintiff is entitled to the relief of mandatory injunction as sought for ?**
- 3. What order or decree?**

5. In order to prove the case of the plaintiff, examined himself as PW.1 and got marked Ex.P.1 to P.19 documents and closed his side.

6. Heard the arguments of Sri.P.T.R., Advocate appearing for plaintiff and perused the materials on record carefully and meticulously.

7. My findings on above points are as under:-

Point No.1 : In the Affirmative

Point No.2 : In the Affirmative

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

REASONS

8. **Point No.1** :- It is specific case of the plaintiff that the plaintiff name and his father name is M.V.Shivananda S/o M.L.Venkatanna Setty and it is incorrectly mentioned his name and his father name as V. Shivananda S/o M. Venkatanna Setty in his school records.

9. To prove his case, the plaintiff examined himself as PW.1 and in the evidence affidavit filed in lieu of his examination-in-chief, PW.1 has reiterated the contents of the plaint. Hence, I am not inclined to repeat the same.

10. In support of the said contention, the plaintiff has got marked Ex. P.1 to P.19 documents, wherein, Ex.P.1 is the Endorsement, Ex.P.2 is the Notarized S.S.L.C marks card.

Ex.P.3 is the Notarized Birth Certificate, Ex.P.4 is the Notarized Aadhar Card, Ex.P.5 is the Legal Notice, Ex.P.6 to Ex.P.11 are the postal receipt, Ex.P-12 to Ex.P-17 are the postal acknowledgements, Ex.P-18 and Ex.P-19 are the original School records.

11. The plaintiff name and his father name is M.V.Shivananda S/o M.L.Venkatanna Setty but wrongly entered as V.Shivananda S/o M.Venkatanna Setty. The plaintiff produced Ex.P.4 the S.S.L.C marks card in where it is mentioned the name of the plaintiff V. Shivananda instead of M.V.Shivananda and in the same document it was mentioned his father name Venkatanna Setty.M instead of M.L.Venkatanna Setty. Now the plaintiff sought for correction of documents in all his school records as well his future documents.

12. The plaintiff before filing of this suit has approached the defendants by issuing legal notice through his counsel. The plaintiff produced Ex.P-5 the copy of legal notice dtd.13-11-2025 wherein he requested the defendants to correct the documents. The plaintiff also produced Ex.P-6 to Ex.P-12 the postal receipts and Ex.P-13 to Ex.P-17 the postal acknowledgments which shows that he approached the defendants for his redressal.

13. The plaintiff produced Ex.P.18 and Ex.P-19 are the school documents in where it is mentioned the name of the plaintiff V. Shivananda instead of M.V.Shivananda and in the same document it was mentioned his father name Venkatanna Setty.M instead of M.L.Venkatanna Setty. Now the plaintiff sought for correction of documents in all his school records as well his future documents. Therefore, it is clear from the Ex.P.3, Birth Certificate the name of plaintiff and his father name is M.V.Shivananda S/o M.L.Venkatanna Setty, therefore his name and his father name was entered in the S.S.L.C marks card incorrectly. The plaintiff produced Ex.P.3 Birth Certificate of plaintiff which shows name of plaintiff and his father name as M.V.Shivananda S/o M.L.Venkatanna Setty. The plaintiff approached the defendants to correct the names of father and himself in the school records. However, the authorities have not corrected the name of plaintiff and his father name in the record. Therefore I answer point No.1 also in the **Affirmative**.

14. **POINT NO.2:-** The plaintiff has sought mandatory injunction to correct the name of plaintiff and his father name as M.V.Shivananda S/o M.L.Venkatanna Setty in his School and other documents and since point No.1 is answered in the Affirmative, it is necessary to issue mandatory injunction for the correction of the same. Therefore I answer point No.2

also in the **Affirmative**.

15. **POINT NO.3** :- Since the present suit is filed against the Government, I am of the opinion that the plaintiff is not entitled to any costs. As per the above discussion and my answer to point No.1 and 2, I proceed to pass the following;

ORDER

The suit of the plaintiff is hereby decreed.

It is hereby declared that the name of the plaintiff is M.V.Shivananda.

It is hereby declared that the name of the father of plaintiff is M.L.Venkatanna Setty.

The defendants are directed to rectify the name of plaintiff as M.V.Shivananda and his father name is M.L.Venkatanna Setty in all his school records and S.S.L.C marks card and other concerned records of plaintiff.

Draw decree accordingly.

(Dictated to the stenographer, corrected, and then pronounced in the open Court on this the 22nd day of June, 2026)

(Smt. Munirathnamma.C.N)
Prl. Civil Judge and JMFC,
Pavagada

A N E X U R E**1. List of witnesses examined on behalf of plaintiff:-**

PW.1 : M.V.Shivananda

2. List of documents marked on behalf of plaintiff:-

Ex.P.1	:	Endorsement
Ex.P.2	:	S.S.L.C marks card
Ex.P.3	:	Birth Cetificate
Ex.P.4	:	Aadhar card
Ex.P.5	:	Legal Notice
Ex.P.6 to 12	:	Postal receipts
Ex.P.13 to 17	:	Postal acknowledgments
Ex.P.18 & 19	:	School records

(Smt. Munirathnamma.C.N)
Prl. Civil Judge and JMFC,
Pavagada