

ORDER ON MAIN PETITION

The petitioner has filed this petition U/Sec.13(3) of the Registration of Birth and Deaths Act, 1969.

It is alleged in the petition that, the petitioner by name **Smt. Shamshad D/o. Ameer Hamza Nesargi W/o. Imtiyaz Dasankop** was born on **01-01-1990** at **Old Dandeli, Dandeli, Tq: Dandeli, Dist: Uttara Kannada** and the same has not been entered in the Birth & Death Register of the respondent.

In spite of service of summons, respondent remained absent & hence, they placed ex-parte.

Petitioner has given evidence as PW-1 & has produced the Non-availability Certificates at Ex.P-1 School Transfer Certificate at Ex.P-2. Aadhaara Card Copy at Ex.P-3.

I have perused the records & the evidence of petitioner, there is no resistance from the respondent & there is no material to disbelieve the evidence of PW-1.

By taking into consideration of the observation made in a decision reported in **2000(4) KCCR 2674**, I find that there is no impediment to allow the petition depending upon the evidence of the petitioner. Hence, I proceed the following:

ORDER

The Petition is allowed. Respondent is hereby directed to issue Birth Certificate of petitioner by

name **Smt. Shamshad D/o. Ameer Hamza Nesargi W/o. Imtiyaz Dasankop** was born on **01-01-1990 at Old Dandeli, Dandeli, Tq: Dandeli, Dist: Uttara Kannada.**

Direction to the office, issue intimation to the respondent to issue Birth Certificate accordingly after collecting necessary late fee from the petitioner.

Office to return original documents if any to the petitioner after careful verification and after obtaining certified copies of such documents.

Sd/-

Civil Judge & JMFC, Dandeli