



**IN THE COURT OF THE CIVIL JUDGE & J.M.F.C. AT
YADGIR.**

**PRESENT: SRI.JAGADISH K,
B.A.LL.B.**

ADDITIONAL CIVIL JUDGE AND J.M.F.C. YADGIR.

DATED THIS 08th DAY OF JULY, 2026.

CRL.MISC.NO.1632/2026.

PETITIONERS:

1. Channabassappa S/o Bhimaray aged 55 years,
 2. Sharanappa S/o Bhimaray aged 59 years,
 3. Laxman S/o Bhimaray aged 57 years,
- All are R/o.Hattikuni Tq & Dist: Yadgiri

(By Sri.EHN Advocate)

vs.

RESPONDENT:

1. The Tahashildar Yadgiri.
2. All concerned.

(Ex parte)

O R D E R S

1. The petitioners have filed this present petition under Section 13 (3) of Registration of Births and Deaths act, to issue direction to the respondent to enter the date of death



of Bhimaray S/o Laxmana as on 15.08.2000 at Hattikuni Village Tq & Dist: Yadagiri in the birth and deaths Register. The petitioner have stated in their petition that he is the permanent resident of Gunjanoor Village Tq & Dist:Yadagiri, Petitioner son by name Bhimaray S/o Laxmana as on 15.08.2000 at Hattikuni Village Tq & Dist:Yadagiri, The date of death of said Bhimaray S/o Laxmana was not informed to the respondent office due to bona fide mistake. Hence, the date of death of said Bhimaray S/o Laxmana was not entered in the concerned registers. When the petitioner approached the respondent seeking the death certificate of his father, respondent issued endorsement on 22.04.2026 stating that the date of death Bhimaray S/o Laxmana is not forthcoming in the concerned register. The death certificate of his father is required for the purpose of mutation of land property. Hence, the petitioner pray for allowing the petition.

2. After registering the case, the petitioner have taken paper publication in the daily newspapers i.e. Yadgiri Express and Kumar Express. But nobody has put their appearance before the court. The respondent also not put his appearance before the court. Hence, the respondents placed ex parte.
3. The petitioner No.1 got himself examined as PW.1 and got marked 5 documents at Ex. P1 to 5.



4. Heard the arguments of counsel for petitioner and perused the records.

5. The points that arise for my consideration are as under:

1. Whether the petition filed by the petitioners under Section 13 (3) of Births and Deaths Registration Act is deserves to be allowed?
2. What order?

6. My answer to the above points are as under:

Point No.1 ... In the affirmative

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

REASONS

7. **POINT NO.1:** In order to prove their contentions, the petitioner No.1 is examined as PW.1 and in his evidence, he has reiterated the averments made in the petition. Hence, its repetition is not necessary. In addition to his evidence, **he has produced non-availability certificate issued by the respondent, which is marked at Ex.P1, Ex.P2 is the Genealogical tree, Ex.P3 is the notarized copy of aadhar card, Ex.P 4 and 5 are paper citation.** The petitioners are residing within the jurisdiction of this court. Hence, the evidence of PW.1 remained unchallenged. Hence, in my opinion, the petitioners are entitled for the relief as sought for. Accordingly, I answer point No.1 in the affirmative.



8. **POINT NO.2:** For the aforesaid reasons, I proceed to pass the following

ORDER

The petition filed by the petitioners is hereby allowed.

The respondent is directed to enter the date of death of Bhimaray S/o Laxmana as on 15.08.2000 at Hattikuni Village Tq & Dist:Yadagiri, after collecting necessary fees.

I further it is hereby made clear that this order is only helpful to get death extract of deceased and not for any other purpose.

(Dictated to the Typist, transcribed by him, corrected by measuring and then pronounced in the open court on this 08th day of July 2026)

(Jagadish. K)
ACJ & JMFC Yadgiri.

LIST OF WITNESSES EXAMINED FOR PETITIONERS:

PW.1 Channabassappa S/o Late Bhimaray.

LIST OF DOCUMENTS MARKED FOR PETITIONERS:

KAYG030024162026



Ex P1: Non availability certificate.

Ex P2: Genealogical tree.

Ex P3: Notarized copy of aadhar card.

Ex P4 and 5: Paper citation.

**(Jagadish K)
ACJ & JMFC Yadgiri.**

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