

IN THE COURT OF THE ADDL. CIVIL JUDGE & JMFC.,
SHAHAPUR.

Present: **Smt.SUPRIYA NAVALI,**
BA., LL.B(Hon's)
Addl. Civil Judge, and JMFC,
Shahapur.
Crl. Misc. No.2064/2026

Dated this 09th day of Julye-2026.

Petitioners: 1. Jumalappa S/o Ramanna,
Age 49 years, Occ.Agri,
R/o Bendebebmbli, Tq:Wadagera,
Dist:Yadgir

(By Sri.B.F Advocate)

V/s

Respondents: 1. The Birth and Death Registrar, i.e.,
The Tahsildar, Tahsil office Wadagera.
2. All Concerned.

(Absent)

ORDERS

That the petitioner has filed this petition under Section
13(3) of the Registration of Births and Deaths Act, 1969.

Facts of the case are as under:-

That, the petitioners have contended that, one deceased Bassamma W/o Ramanna was the mother of petitioners No.1 was died on 10.08.2001 in their house at Bende bembli Tq. Wadagera, Dist. Yadgir and due to lack of knowledge and procedural aspect they have not informed the respondent for entering the date of the death of said deceased in concerned register. That, the petitioner has further contended that, they are in need of death certificate of the said deceased for obtaining the Government facilities, mutating in their names in respect of properties left by said deceased. That, the petitioner has further contended that, they asked the respondent for entering the date of death of said deceased in concerned register but, he furnished the Endorsement. Hence, this petition.

2. That, on notice being served, the respondent has remained absent. That, the petitioner has got issued the notice to the Public in general in Kannada Daily News papers, Yadgir Express and Kumar Express, but nobody has appeared before this Court.

3. That, I have heard the arguments and perused the materials placed on record.

4. That, the following points arise for My consideration and determination:-

1. Whether the petitioners have made out the grounds to allow their said petition as prayed for?

2. What order?

5. That, the petitioner No.1 has deposed as PW1 and got marked the document at Ex.P1 to Ex.P3 and closed their side.

6. That, My answer to the aforesaid points are as under :-

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

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

REASONS

7. **Point No.1**: That, the petitioners have contended that, one deceased Bassamma W/o Ramanna was the mother of petitioners No.1 was died on 10.08.2001 in their house at Bendebembli Tq. Wadagera, Dist. Yadgir and due to lack of

knowledge and procedural aspect they have not informed the respondent No.1 for entering the date of the death of said deceased in concerned register. That, the petitioners have further contended that, they are in need of death certificate of the said deceased for obtaining the Government facilities, mutating in their names in respect of properties left by said deceased. That, the petitioners have further contended that, they asked the respondent for entering the date of death of said deceased in concerned register but, he furnished the Endorsement.

8. That, the petitioner No.1 in his chief affidavit as reiterated the said facts and got marked the document at Ex.P1 to Ex.P3. That, the Ex.P1 is the Endorsement issued by the respondent No.1. Ex.P2 & P3 are the paper publications.

9. That, as stated above the respondents have not contested the matter. That, there is no reason to disbelieve the contentions of the petitioners. That, if the respondent No.1 is directed to enter the date of mother of petitioners No.1 in concerned death register then no prejudice will be caused to other side. Hence, without much discussion, Point No.1 is answered in the **AFFIRMATIVE**.

10. **Point No.2:** That, as discussed on Point No.1, I proceed to pass the following :-

ORDER

That, the petition filed by the petitioners under Section 13(3) of the Registration of Births and Deaths Act, 1969 is hereby allowed.

That, the respondent No.1 is hereby directed to register the date of death of said deceased **Bassamma W/o Ramanna** in concerned death register as on **10.08.2001 at Bendebembli, Tq. Wadagera, District: Yadgir** after receiving the fee if any and issue death certificate.

(Directly dictated to the Stenographer Grade-III on computer, then corrected and pronounced by me in the open Court on this the 09th day of July-2026)

(SUPRIYA NAVALI)
Addl Civil Judge & J.M.F.C.,
Shahapur.

ANNEXURE

List of witnesses examined for petitioners:

PW1 : Jumalappa S/o Ramanna

List of documents exhibited for the petitioners:

Ex.P1 : Non-availability certificate.

Ex.P2 & 3 : Paper publications

List of witnesses examined for respondents:

--Nil--

List of documents exhibited for the respondents:

--Nil--

SUPRIYA NAVALI)
Addl Civil Judge & J.M.F.C.,
Shahapur.

ORDER

That, the petition filed by the petitioners under Section 13(3) of the Registration of Births and Deaths Act, 1969 is hereby allowed.

That, the respondent No.1 is hereby directed to register the date of death of said deceased **Eshwar S/o Shantappa** in concerned death register as on **09.04.2019 at Gogi K, Tq. Shahapur, Yadgir District**, after receiving the fee if any and issue death certificate.

(Directly dictated to the typist-copyist on computer, then corrected and pronounced by me in the open Court on this the 26th day of March-2026)

(Hema Pastapur)
C/c Addl Civil Judge
& J.M.F.C., Shahapur.