

**IN THE COURT OF THE XVI ADDITIONAL CHIEF
JUDICIAL MAGISTRATE, BENGALURU CITY**

Dated:- This the 28th day of July, 2026

**Present: Smt. TEJASWINI K.M, B.A.L., LL.M
XVI Addl.C.J.M., Bengaluru City.**

Case No. : Misc.No.8603/2026

Petitioner : Aarti.M
D/o Mangala Ram
Aged about 15 years
Rep by her Father
Mangala Ram
S/o Gumanna Ram
Aged about 41 years
R/at No.43/3, 10th Main,
Muneshwara Temple Road,
Bandepalya,
Bengaluru South,
Bengaluru – 560068.

(By Sri.Manjunath.B, Adv.,)

- Vs -

Respondent : The Commissioner
Registrar of Birth & Death,
BBMP, Bengaluru.

(Exparte)

Date of order : 28.07.2026

ORDER

The Petitioner has filed this petition U/s 13(3) of Karnataka Registration of Births and Deaths Act 1969 to direct the respondent to enter the date of birth of the his daughter as 20.05.2011 in the concerned birth register and to issue birth certificate.

2. The case of the petitioner in brief is as under:-

The petitioner's daughter was born on 20.05.2011 and he is in need of birth certificate of his daughter for the documentation purpose. Petitioner do not have knowledge of procedures in obtaining the birth certificate. For want of knowledge and information, legal obligation could not be complied in time. He has approached the respondent for the same, the respondent has issued an endorsement. Hence the petitioner has approached the court by filing the petition. Hence this petition.

3. Notice of petition was duly served to respondent. But, they have not appeared before the Court. Hence, they are placed ex-parte.

4. In order to prove his case, the Petitioner got himself examined as PW-1 and got the documents marked as **Ex.P1 to P.3**. The respondent did not choose to adduce any evidence on his behalf.

5. I have heard the arguments of learned counsel for both the sides and perused the oral and documentary evidence placed on record.

6. Now the points that would arise for my consideration are as under:-

1. Whether the petition filed by the petitioner under the provisions of Sec.13(3) of the Karnataka Registration of Births and Deaths Act deserves to be allowed?
2. What Order?

7. On considering the evidence on record, now 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

8. POINT No.1: It is a petition by the petitioner seeking directions to the respondent to enter his daughter's date of birth in the register maintained by the respondent. In order to prove his daughter's birth event the petitioner himself examined as PW.1 and he was reiterates the petition averments in his affidavit. Apart from the oral evidence PW.1 has produced non-availability certificate as Ex.P1 and it evidencing that his daughter's date of birth has not entered into the register of the respondent. Ex.P2 & P3 are the copy of Study Certificate of his daughter and notarized copy of the Aadhar Card of himself. Thus, as per the above evidence, it appears that petitioner's daughter has born on 20.05.2011. Though PW.1 is cross-examined nothing worth is elicited to disprove the contents of the petition. Further no contrary evidence is produced by the respondent. Hence, this Court has no hesitation to accept the same. Accordingly, as per the above evidence it appears that his daughter has born on 20.05.2011. Hence, he is entitled for directions to the respondent as sought for. Accordingly, I answered Point No.1 in the **Affirmative**.

9. POINT No.2: In view of my findings on point No.1, I proceed to pass the following:

ORDER

The petition filed by the petitioner under the provisions of Sec.13(3) of Karnataka Registration of Births and Deaths Act 1969 is hereby allowed.

The Respondent is hereby directed to enter the date of birth of the Petitioner's daughter by name **AARTI.M D/o.MANGALA RAM and Smt.KELKI DEVI** is **20.05.2011** in the concerned Birth Register and issue the Birth Certificate of the daughter of Petitioner, after collecting the prescribed fee, as per law.

(Directly dictated to the stenographer online, printout taken by her, verified, corrected and then pronounced by me in the open Court on this the 28th July, 2026).

(SMT. TEJASWINI K.M)
XVI ACJM, BENGALURU

ANNEXURE**1. List of witness/s examined on behalf of the Complainant:-**

P.W.1 : Mr.Mangala Ram

2. List of documents exhibited on behalf of the Complainant:-

Ex.P.1 : Non-availability Certificate.

Ex.P.2 : Copy of the Study Certificate of daughter of PW.1.

Ex.P.3 : Notarized copy of the Aadhar Card of PW.1.

3. List of witness/s examined on behalf of the Accused:-

- Nil-

4. List of documents exhibited on behalf of the Accused:-

- Nil-

(Smt.TEJASWINI K.M)
XVI ACJM, BENGALURU

28.07.2026**Order pronounced in Open Court
(Vide separate order)****ORDER**

The petition filed by the petitioner under the provisions of Sec.13(3) of Karnataka Registration of Births and Deaths Act 1969 is hereby allowed.

The Respondent is hereby directed to enter the date of birth of the Petitioner's daughter by name **Petitioner's daughter by name AARTI.M D/o.MANGALA RAM and Smt.KELKI DEVI** is **20.05.2011** in the concerned Birth Register and issue the Birth Certificate of the daughter of Petitioner, after collecting the prescribed fee, as per law.

XVI ACJM, Bengaluru City

