

07.10.2021

Orders

ORDER ON BIRTHS AND DEATHS REGISTRATION ACT

The petitioner has filed this petition U/S.13(3) of Birth and Death Registration Act seeking to direct the respondent for registering her son's date of birth in the concerned register.

02. It is alleged in the petition that, the date of birth of petitioner's son has not been entered in the Birth and Death Register of the Respondent, due to lack of knowledge.

03. In spite of service of notice, the respondent remained absent before the court and hence placed ex parte.

04. Petitioner examined himself as PW.1 and got marked documents from Ex.P.1 to 5. Respondent not let in evidence.

05. Heard arguments, perused the materials on record.

06. Petitioner examined himself as P.W.1 and has produced the documents at Ex.P.1 to Ex.P.5. Ex.P.1 is the endorsement issued by The Commissioner, BBMP, Bangalore. Ex.P.2 is the certified copy of discharge summary of the petitioner's son, Ex.P.3 is the certified copy of Driving Licence of petitioner's husband, Ex.P.4 is the certified copy of Aadhar card of petitioner, Ex.P.5 is the certified copy of affidavit of petitioner. All these documents reveals that date of birth of the petitioner's son is **09.12.2016**. Ex.P.1 is the endorsement issued by the respondent which reveals that, the date of birth of petitioner's son has not entered in the concerned register.

07. In spite of service of notice, respondent remained absent. Hence, the pleadings and evidence placed by the petitioner remained unchallenged. The documents are inconsonance with the pleadings and evidence of the petitioner. There is nothing on record to disbelieve the case of petitioner. The registration date of birth of the petitioner's son is required for further

correspondence. Hence, here quires the birth certificate. Hence, the petition is entitled to be allowed. Accordingly, the following;

ORDER

Petition is allowed.

Respondent is directed to cause entry in the concerned register, the date of birth of the petitioner's son by name **M. CHIRANTH GOWDA, S/o. MAREGOWDA and SMT. N. SASIKALA**, who was born on **09.12.2016**, At. ESI Hospital, Rajajinagar, Bengaluru – 560 010.

Issue direction to the respondent to issue **Birth Certificate** accordingly, after collecting necessary late fee from the petitioner.

{Dictated to the Typist directly on computer, corrected and then signed by me and then pronounced in the open court on this 07th day of October 2021}.

(BHOLA PANDIT)
XX ACMM, Bengaluru.