

18.05.2024

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 date of birth in the concerned register.

02. It is alleged in the petition that, the date of birth of petitioner 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 herself as PW.1 and got marked documents from Ex.P.1 to Ex.P.6. Respondent not let in evidence.

05. Heard arguments, perused the materials on record.

06. The petitioner has filed this petition seeking to direct the respondent authority to enter her date of birth as 16.03.1970 in the birth register. To prove her case she has filed her affidavit evidence as PW1 and has replicated averments of petition. She has produced notarized copy of her pension payment order marked at Ex.P4 which shows about respondents of her parents during the year 1970. Ex.P2 is the information furnished by ESI hospital Bangalore and as per that document on 16.03.1970 the mother of petitioner by name Devanamma w/o. N Muthu delivered female child. This is the mother document which corroborates the evidence of PW1. Hence by the oral evidence of PW1 coupled with the documents at Ex.P1 to P6 the prima facie case is made out to direct the

respondent authority for recording date of birth of petitioner in the birth register. 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 by name **SEETHA LAKSHMI M. W/O. ANANDAN S. D/O. LATE MUTHU N.** who was born on **16.03.1970** at **ESI Hospital, Rajajinagar, Bangalore .**

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

{Dictated to the stenographer directly on computer, corrected and then signed by me and then pronounced in the open court on this 18th day of May 2024}.

(Bhola Pandit)
XX ACMM, Bengaluru.