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GOVERNMENT OF ARUNACHAL PRADESH
DEPARTMENT OF SOCIAL WELFARE, WOMEN & CHILD DEVELOPMENT
NAHARLAGUN

—
NOTIFICATION

The 5th September, 2007

REGISTRATION OF MARRIAGE RULES

1. ARUNACHAL PRADESH

THE ARUNACHAL PRADESH MARRIAGE REGISTRATION RULES, 2007.

No. SW-11/2007-08.—In exercise of the power conferred under section-8 of the Hindu Marriage, 1955 (Central Act 25 of 1955), the Government of Arunachal Pradesh hereby makes the following rules :

1. These rules may be called the Arunachal Pradesh Marriage Registration Rules, 2007.
2. In these rules, unless the context otherwise requires:
 - (a) "Rule" means the Arunachal Pradesh Marriage Rule, 2007.
 - (b) "Compulsory registration area" means the area in which compulsory under sub-section (2) of section 8 of the Hindu Marriage Act, 1955 (Central Act 25 of 1955).
 - (c) "Form" means form appended to these rules for applying registration of marriage.
 - (d) "Government" means the Government of Arunachal Pradesh.
 - (e) "Arunachal Pradesh Marriage Rules" means a marriage including re-marriage solemnized in accordance with the provisions of the Rules.
 - (f) "Arunachal Pradesh Marriage Register" means a Marriage Register kept in Form 'B'.
 - (g) "Inspecting Officer" means any Officer authorized by the Chief Registrar to inspect the marriage records ;
 - (h) "Registrar General " means the Chief Registrar of Births, Deaths i.e. Director of Economics and Statistics appointed under Government in Arunachal Pradesh Registration of Births, Deaths Rules 2001.
 - (i) "Assistant Registrar General" means the Additional Chief Registrar of Birth and Death i.e. Deputy Director of Economics and Statistics appointed under Government in Arunachal Pradesh Registration of Births, Deaths Rules 2001 .
 - (j) "District Registrar" means Deputy Commissioner of the District.
 - (k) "Additional District Registrar" means District Statistical Officer.
 - (l) "Marriage Officer" means the Extra Assistant Commissioner/ Circle Officer appointed by the Government from time to time under this Rules.
 - (m) "Section" means a section of the Rule.
3. (1) The Government may, by notification published in the Arunachal Pradesh Gazette, appoint as many persons as may be deemed necessary as Registrars for the purpose of registering the Arunachal Pradesh Marriages under the Rule, with jurisdiction over such area as may be specified in the notification.
(2) Every Registrar shall reside within the local limits of his jurisdiction and shall cause his name, designation and the working hours of his office to be written in English and local language/dialect and displayed in a conspicuous part on the outer side of the building in which the office is located.

4. (1) A marriage which has been solemnized may be registered by the Registrar in the Marriage Register which shall be maintained by him in Form "B".

(2) The Marriage Register shall be a bound volume of one hundred leaves/pages having been machine numbered consecutively.

5. (1) An application for the registration of a marriage shall be in Form 'A' and shall be signed by each party in the marriage form or by the guardian of such party and shall be presented in person before the Registrar in whose jurisdiction the marriage is solemnized or before the Registrar in whose jurisdiction either party to the marriage has been residing for at least six months immediately preceding the date of marriage.

Provided that an application for the registration of marriage solemnized beyond the territories of India excluding the State of Jammu and Kashmir may be presented within the month from the date of which the parties arrive in the State of Arunachal Pradesh before any Registrar in the said State of Arunachal Pradesh.

(2) It shall be attested by any one of the following persons if any applicant is illiterate.

- (i) A Village "Gaon Burah";
- (ii) Magistrate of any Class including as Honorary Magistrate ;
- (iii) A Government servant , whose emoluments are not less than Rs. 5000 per month ;
- (iv) A Government pensioner, whose pension is not less than Rs. 3,500 per month.
- (v) A member of Zila Parishad, a Panchayat Samithi or a Gram Panchayat ;
- (vi) Any person authorized to solemnize a marriage under the Special Marriage Act, 1954 (Central Act-43 of 1954) ;
- (vii) A Medical Officer in a Government, a private medical practitioner holding an university diploma or degree recognized by the Government.
- (viii) A member of Parliament or of the Arunachal Pradesh State Legislature.

(3) It shall be presented within one month from the date of solemnization of the marriage ;

Provided that if it is not presented within the prescribed period, the Registrar may, if satisfied with the reasons adduced for the failure to present it within the prescribed period, condone the delay not exceeding one month.

Provided further that the Registrar General may condone the delay beyond the period of one month.

6. (1) On receipt of the application in Form 'A' the Registrar shall, unless both the parties to the marriage and the guardians if any, appear before him personally and are identified to his satisfaction, give notice of the application to the other party or parties and make such enquiries of summary character as he thinks fit regarding the marriage.

(2) Evidence, if any required by the Registrar shall be taken by him on oath ;

(3) On being satisfied about the marriage the Registrar shall enter the particulars of the marriage in his own hand in the Marriage Register. Every entry relating to such particulars shall be signed by both the parties to the marriage ;

Provided that the Registrar may in his discretion require that one or more witnesses shall also sign in the Marriage Register.

7. (1) When the Registrar is not satisfied about the identity of the parties or about the fact of the marriage, he shall by an order in writing refuse to register a marriage and shall record the reasons for his decision.

(2) An appeal against such order of the Registrar shall be to the Registrar General who may pass suitable order after giving an opportunity to both the parties and his order shall be final.

8. (1) Every erasure or interlineations occurred in making entries in the Marriage Register shall be attested by the Registrar, and a note of the number of erasures and interlineations in the entries shall be made at the foot of the page containing the entries by the Registrar in his own hand and attested with his initials. He shall then authenticate the entries with his signature and date.

(2) No corrections or alterations in material particulars like name, age, date or place, shall be made in the Marriage Register without obtaining the sanction of the Registrar General.

(3) Every correction made after obtaining the required sanction under sub-rule (2) shall be made by the Registrar by a note in the footnote, without any alteration of the original entry, and shall be signed and dated by him.

9. All applications for registration of marriages and for copies of certified extracts from the Marriage Register shall be serially numbered separately for each calendar year, and preserved as a permanent record.

10. Every Registrar shall cause to be maintained indices in Form 'C' of all entries made in the Marriage Register. Every entry in an index shall be made alphabetically with reference to the surname of the party wherever it is given and in other cases with reference to the name of the party.

11. The Marriage Register shall at all reasonable times be open for inspection in the presence of the Registrar by any person applying to inspect it.

12. The Registrar General may authorize any officer to be an Inspecting Officer for the purpose of inspecting the Marriage Register and other marriage records.

13. The Inspecting Officer shall inspect the marriage records of marriages and submit an inspection report in duplicate to the Registrar General.

14. The Registrar General shall scrutinize the report and forward a copy thereof to the Registrar with his further remarks, if any, added on them through the Inspecting Officer concerned.

15. (1) Every application for grant of copies of records or for an extract from the Marriage Register may be made either in person or by post addressed to the Registrar, with the court fee stamp duly affixed and accompanied by such number of stamps as are necessary to prepare the required copy and in the case of a request for grant of extract from the Marriage Register, a sum of Rs. 25 being the fee.

(2) Certified extracts from the Marriage Register and certified copies of other records shall be granted under the official seal of the Registrar on payment of the fees.

(3) In addition to the fees prescribed in sub-rule (1) the following fees shall be levied by the Marriage Registrar :-

Schedule Fees	Rs.
(i) For the registration (to be paid by the parties for the marriage)	— Rs. 25.00
(ii) For making a search in any record relating to (to be paid by the applicant)	
(a) the current year	— Rs.10.00
(b) any other year or years	— Rs.15.00 for each such year.
(iii) for certified copy of any record (other than the certified copy of an extract from Marriage Registrar- (to be paid by the applicant)	— Rs.15.00
(iv) for registering a marriage out side the office of Marriage Officer (to be paid by the parties to the Marriages)	
(a) upto a distance of 5 km from office	— Rs. 25.00
(b) for a distance more than 5 km	— Rs. 5.00 per km in addition to what has been prescribed under clause-(a)

Note : The application for a search and a certified copy should be affixed with necessary court fee labels. No search fee shall be levied for granting a certified extract from the Marriage Register on application at the time of registration of the marriage.

The fees prescribed above shall be paid either in person or remitted by money order to the Marriage Officer.

16. A receipt duly signed by the Marriage Officer shall be issued for all fees received by him under these Rules. The receipt books shall be bound volumes of one hundred leaves each with foils and counter-foils which shall be machine – numbered consecutively (in Form-‘D’).

All moneys received by the Marriage Officer except the fee mentioned in entry (iv) of Rule 15 shall be remitted to the local treasury under the State Revenue Head.

17. A receipt in “Form E” shall be granted for the fee paid in person under Rule 15.

18. The Marriage Officer shall maintain a cash book in Form “F”. All fees received under the Rules shall be brought into account in the cash book everyday and the Marriage Officer shall sign the same as token of his verifying the correctness of the day’s total collection of fees.

19. The Marriage Officer shall keep in his safe custody the fees received by him each day, and shall credit the same on the day following into the nearest treasury or Bank, as the case may be, under the State Revenue Head.

20. (1) The following records shall be maintained by the Registrar.

- (a) Applications made for registration of marriages or for correction thereof together with concerned records,
- (b) Marriage Register,
- (c) File of application for certified extracts,
- (d) Register of fees,
- (e) Challans for the money remitted into the treasury,
- (f) Fee Receipt Book,
- (g) General correspondence,
- (h) File of G.Os, and Circulars,
- (i) Indices,

(2) The records referred to in clauses (a), (b), (c), (d), (e), (f), (h) and (i) of sub-rule (1) shall be preserved permanently.

21. The Registrar General may specify any other records to be maintained by the Registrar and determine the period of preservation of such records.

22. (1) Any Registrar who discovers any error in the form or substance of any entry in the Marriage Register may, within one month after the discovery of such error, in the presence of the persons married and in case of their death or absence, in the presence of two other credible witnesses, and subject to the provisions contained in Rule 8, direct the correction of such error.

Provided that where any correction was made in the absence of the persons married, the nature of such correction shall be intimated to them by registered post with acknowledgment due at their last known address.

(2) Every correction made under this rule shall be attested by the parties or the witnesses, as the case may be, in whose presence it is made.

23. For the registration of a marriage, the Registrar may, upon being provided with a conveyance, attend any place outside his office provided there is an application in writing in this behalf and signed by either of the parties to the marriage and the additional fees prescribed therefor in Rule 15 is paid and the hour is not unreasonable.

24. In the event of false declaration and non-registration of marriage the Assistant Registrar General/ Additional District Registrar may impose a penalty of Rs.1000/- or as may be deemed necessary considering the extent of criminal attitude involved with due approval from the District Registrar or from the Registrar General of Marriage Rule as the case may be (in Form-'D').

APPENDIX

To

The Registrar,
.....district,
.....

Date of receipt.....

FORM-A

[See Rule 5(1)]

Application for registration of Marriage

Sir,

We request you to register the particulars relating to our marriage solemnized on
.....atvillage/ town
Taluk/Circle

Full names of parties	Age at solemnization of the marriage	Rank of profession	Permanent place of residence before solemnization of marriage	Date of birth	Place with names of circle and district at which marriage was solemnized.	Date of solemnization of marriage.
1	2	3	4	5	6	7

Information to be furnished in case of divorced persons who may marry again
[See Section 15]

Name in full of

Father	Mother	Guardian if any of the wife with relationship [See Section 6]	Address of the guardian	Date of the decree in the court of the first instance.	Whether the period of one year has lapsed from the date noted in Column (12) to the date of the application [See provision to section 15]	Remarks.
8	9	10	11	12	13	14

We hereby declare that the particulars mentioned above are correct to the best of our knowledge and belief, that our marriage is one to which the Arunachal Pradesh Marriage Rules, 2007, applies and that we have fulfilled the conditions, laid in the said rules wherever necessary.

Station.....

Signature.....

Husband.....

Date.....

with date

Wife.....

Witnesses :

Name :

Name :

Address :

Address :

Signature :

Signature :

Signature of Parties

(For Official use only)

(No..... of the application of..... year)

1. Date and hour of presentation :
2. Date of Registration
3. Page and volume of the Register at which the particulars of marriage have been registered.

Signature of Marriage Officer/ Registrar.

FORM-B

**The Marriage Register
[See Rule 4(1)]**

Full names of parties	Age at solemnization of the marriage	Rank of profession	Permanent place of residence before solemnization of marriage	Date of birth	Place with names of circle and district at which marriage was solemnized.	Date of solemnization of marriage.
1	2	3	4	5	6	7

Information to be furnished in case of divorced persons who may marry again
[See Section 15]

Name in full of

Father	Mother	Guardian if any of the wife with relationship [See Section 6]	Address of the guardian	Date of the decree in the court of the first instance.	Whether the period of one year has lapsed from the date noted in Column (12) to the date of the application [See provision to section 15]	Remarks.
8	9	10	11	12	13	14

We hereby declare that the particulars mentioned above are correct to the best of our knowledge and belief, that our marriage is one to which the Arunachal Pradesh Marriage Rules, 2007, applies and that we have fulfilled the conditions, laid in the said rules wherever necessary.

Signature of three witnesses

With addresses

1.

2.

3.

1. Signature of Husband

2. Signature of Wife

The marriage between the above parties has
this.....day of.....20.....
Been registered under the Arunachal Pradesh Marriage
Rule, 2007 as No..... of 20.....

Station :

Date :

Signature of Marriage Officer/Registrar

FORM-C

Index Register

(See Rule 10)

Office of the Marriage Officer/Registrar.....

Name of husband or wife	Date of solemnization of marriage	Place at which solemnized	Reference to entry in the Marriage Registrar	Initials of the Marriage Officer.
1	2	3	4	5

FORM-D

Fees Register

(See Rule 16 & 24)

Book No.

Receipt No.....

Date.....

By whom paid.....

In the matter of Marriage between.and
..... Fees received as follows:

Rs.

Total.....

Signature.....

Marriage Officer/Registrar.

FORM-E

Receipt in Duplicate

(See Rule 17 & 24)

1. Serial No.
2. Date of receipt.
3. From whom received.
4. On what account received.
5. Provisions of the Act or the rules under which chargeable.
6. Amount of fees.

Signature of Marriage Officer/ Registrar.

FORM-F
(See Rule 18)
Form of Cash Book

Rs.			Rs.				
Receipt No. and Date of realization	Details of amount realized	Amount	Signature of Marriage Officer and date	Amount credited into treasury.	Challan No. and date	Signature of Treasury Officer and date	Remarks.

Dr. B. S. Banerjee, IAS
Secretary,
Social Welfare, Women and Child
Development,
Government of Arunachal Pradesh,
Itanagar.