

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

MONDAY, THE 21ST DAY OF DECEMBER 2015/30TH AGRAHAYANA, 1937

WP(C).No. 38831 of 2015 (D)

PETITIONER :

**SASIKUMAR, AGED 62 YEARS
S/O.G.N.M.PILLAI, D & E9, 9TH COLLECTORATE ROAD
COLLECTORATE.P.O., PIN-686 002, KOTTAYAM
NOW RESIDING AT 32, N.C.C.NAGAR, PEROORKADA
THIRUVANANTHAPURAM-5.**

**BY ADVS.SRI.K.SHAJ
SRI.SAJJU S.
SRI.RENJIT GEORGE
SMT.ANJU MOHAN
SRI.S.VISHNU (ARIKKATTIL)
SRI.C.IJLAL**

RESPONDENT(S) :

- 1. STATE OF KERALA
REPRESENTED BY SECRETARY TO GOVERNMENT
DEPARTMENT OF REGISTRATION, GOVERNMENT SECRETARIAT
THIRUVANANTHAPURAM-695 001.**
- 2. THE INSPECTOR GENERAL OF REGISTRATION
VANCHIYOOR, THIRUVANANTHAPURAM-695 035.**
- 3. THE SUB REGISTRAR (MARRIAGE OFFICER)
PATTOM, THIRUVANANTHAPURAM-695 025.**

R1 TO R3 BY GOVT. PLEADER SMT.C.K. SHERIN

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 21-12-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

Mn

...2/-

WP(C).No. 38831 of 2015 (D)

APPENDIX

PETITIONERS' EXHIBITS :

- EXT. P1- TRUE COPY OF JUDGMENT DATED 15.09.2015 IN W.P.C.NO.27839/2015
OF THIS HON'BLE COURT.
- EXT. P2- TRUE COPY OF RECEIPT ACKNOWLEDGING RECEIPT OF MONEY FOR
APPLICATION FOR SOLEMNIZATION OF MARRIAGE DATED 02.10.2015
ISSUED BY THE OFFICE OF THE THIRD RESPONDENT TO THE
PETITIONER.
- EXT. P3- TRUE COPY OF DIVORCE CERTIFICATE OF JEANNE MARIE GESHER
DATED 24.08.2001 ISSUED BY THE HIGH COURT OF JUSTICE, FAMILY
DIVISION, FIRST AVENUE HOUSE, 42-49 HIGH HOLBORN, LONDON.
- EXT. P4- TRUE COPY OF LETTER DATED 31.07.2013 ISSUED BY THE BRITISH
HIGH COMMISSION, NEW DELHI.

RESPONDENT(S)' EXHIBITS : NIL

//TRUE COPY//

P.A. TO JUDGE

Mn

A. MUHAMED MUSTAQUE, J

W.P.(C).No. 38831 of 2015

Dated this the 21st day of December, 2015

JUDGMENT

The petitioner, an Indian citizen, who wants to marry a foreign national of United Kingdom.

2. The petitioner served a notice on 02.10.2015. This has not been considered for registration under the Special Marriage Act. Thus, the petitioner has approached this Court.

3. In several judgments held that there is no impediment, an Indian citizen marrying a foreign national, on condition that sufficient proof of single status of the foreign national is produced before the Marriage Officer. The petitioner refers to Exts.P3 and P4.

4. This Court is of the view that acting upon Exts.P3

and P4, marriage of the foreign national shall be registered in accordance with law, by taking note of date of notice as on 02.10.2015.

The writ petition is disposed of as above.

Sd/-

**A. MUHAMED MUSTAQUE
JUDGE**

bpr