



W.P.No.32582 of 2022

THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 05.12.2022

CORAM:

THE HONOURABLE MR.JUSTICE R.SUBRAMANIAN

W.P.No.32582 of 2022

M.Fedrick Monika

...Petitioner

Vs.

1.The Inspector General of Registration,
No.100, Santhome High Road,
Chennai – 28.

2.The Indian Pentecostal Assemblies Church,
No.4T, Sathy Road,
Near BKR Nagar, Gandhipuram,
Coimbatore District.

3.John Ruban

..Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India seeking issuance of Writ of Mandamus, directing the 1st respondent not to register the marriage which was solemnized on 12.11.2022 before the 2nd respondent church without the petitioner's consent to the 3rd respondent by considering the petitioner's representation dated 28.10.2022 and dispose of the same within the time limit that may be stipulated.



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For Petitioner : Mr.M.Pandian
For Respondents : Mr.M.Muthusamy
Government Advocate for R1

ORDER

The prayer in the Writ Petition reads as follows:-

directing the 1st respondent not to register the marriage which was solemnized on 12.11.2022 before the 2nd respondent church without the petitioner's consent to the 3rd respondent by considering the petitioner's representation dated 28.10.2022 and dispose of the same within the time limit that may be stipulated.

2.It is the case of the petitioner that her marriage with the 3rd respondent was solemnized on 12.10.2022 without her consent in the 2nd respondent Church therefore, the same should not be registered. I do not think such a mandamus could be issued. Once the marriage is solemnized, *de hors* registration, is by itself valid. It can be dissolved only by a decree of Court. The Registration by itself does not add to the sanctity of the marriage, which according to the petitioner was done without her consent.



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3.Hence, this Writ Petition is dismissed, leaving it open to the petitioner to approach the Civil Court or the appropriate forum seeking a declaration that the marriage is invalid. No costs.

05.12.2022

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Internet: Yes/No

Index: Yes/No

Speaking/Non-speaking order



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R.SUBRAMANIAN, J.

KKN

To:-

- 1.The Inspector General of Registration,
No.100, Santhome High Road,
Chennai – 28.

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