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216/01
RR3/4460/2001

Office of the Inspector General of
Registration, Thiruvananthapuram,
Dated: 24-5-2001.

4339 216/01
General Circular

Sub:- Registration of Divorce deed in Sub Registrar
Offices - legal validity - reg.

Ref:- Order dated: 5-2-2001 from the Hon'ble Kerala
Lok Ayukta in complaint No. 466/2000.

As per the direction in the order of the Kerala
Lok Ayukta under reference the following instructions
are issued regarding the Registration of divorce listed
in section No 27 of the schedule to the K S Act 1959.


A Registering Officer cannot deny the registration
of a divorce deed on the ground that it is not legally
enforceable in a court of law. Generally the parties
executing the Divorce deeds are of view that there is
legal validity in registering the same in Sub Registrar
Offices. This is not correct. Hence it seems that,
it is obligatory on the part of the Sub Registrars to
make the public aware that such an agreement is not
legally binding on the parties of the agreement. Hence
all the Sub Registrars are hereby directed to display
the above position in the notice board of Sub Registrar
Offices. Moreover the Sub Registrars should get an
undertaking from the parties presenting such agreements
that they are fully aware of the legal invalidity of
such an agreement. The circular will come into force
with immediate effect.

Yours.faithfully,

(Sd)

INSPECTOR GENERAL OF REGISTRATION

APPROVED FOR ISSUE


SENIOR SUPERINTENDENT