

IN THE COURT OF THE CIVIL JUDGE, SENIOR DIVISION, DAMAN  
(Presided over by A. P. Kokate, Civil Judge, Sr.Dn., Daman)

Civil Misc. Application No. 63/2021.  
[CNR NO. UTDD01-000494-2020]

1. Shri. Rahul Narsaim,  
S/o. Narsaim Morar, aged about 36 years,  
Occupation – Service,
  2. Smt. Kasturi Kanjibhai Tandel,  
D/o Kanjibhai Bhagwanbhai Tandel,  
W/o. Rahul Narsaim, aged about 33 years,  
Occupation – Housewife,  
Both resident of Wadi Faliya, Nani Daman,  
Daman.
- } .....Applicants.

V/s.

The Civil Registrar,  
Office of the Civil Registrar,  
Daman

} .....Opponent.

Application under Article 3 read with  
Article 97 of the Civil Registration Code for  
declaration for Change of Date In Marriage  
records of the Applicants Registered Before  
the Civil Registrar of Daman Under Entry  
No.54/2021 Dated 12/03/2021.

**O R D E R**  
**BELOW EXH.1**  
(Delivered on 15/09/2021)

The present application has been filed by the applicants under Article 3 read with Article 97 of Civil Registration Code for change of date in the marriage record of the applicants.

(2) They have contended that applicants Nos.1 and 2 are husband and wife. They got married on 30/04/2018 and out of said wedlock they have no children. Both the applicants belong to Hindu Community and their marriage was performed according to Non-Christian Inhabitants and other ceremonies in the presence of their family members and community members. However, applicants had not registered their marriage in the year 2018 with the Sub-Registrar office.

(3) The applicants applied to the Sub-Registrar in the month of March-2021 for registration of their marriage. Their marriage was registered vide entry No.54/2021. However, the date of their marriage was mentioned as 12/03/2021. The applicants have contended that their marriage in fact took place on 30/04/2018. The date of marriage is mentioned as 12/03/2021 instead of 30/04/2018 erroneously. Their marriage was duly registered in their community institute namely Shree Machhi Mahajan, Nani Daman. Due to the wrong date of registration the status of the applicants will be in doubt, and therefore, in order to set the record straight, it is just and necessary to correct the date of their marriage as 30/04/2018.

(4) Under Article 3 of the Civil Registration Code all acts or facts regarding to the Civil Status of the person shall be inscribed or

entered in the Marriage Registration Book and as such it is necessary to mention the real marriage date of the applicants in the record of marriage registration Register. Hence, the present application is filed by the applicants seeking directions to the Civil Registrar, Daman to correct their date of marriage.

(5) Notice was issued to the opponent. However, even after service of notice, the opponent failed to appear. Hence, the application proceeded ex-parte against them.

(6) Applicant No.1 has given evidence in support of the application and relied upon the documents filed along with the list at Exh.3. Exh.6 and Exh.7 are the Birth Certificates of applicants Nos.1 and 2. The Marriage Certificate issued by President of Shree Machhi Mahajan, Nani Daman is at Exh.8. The Certificate of Marriage issued by the Civil Registrar, Daman is at Exh.9.

(7) Notice was issued to Sub-Registrar, however, nobody has attended the matter and did not file any reply. Therefore, based on the evidence before the Court and the documents on record, I have arrived at the conclusion that there is sufficient proof produced by the applicants that they got married on 30/04/2018. However, their marriage appears to be registered in 2021 due to which the status of

the applicants will be in doubt. Therefore, in the interest of justice, I am inclined to allow this application and proceed to pass the following order:-

**O R D E R**

The Civil Registrar, Daman is hereby directed to make the entry of the actual date of marriage of the applicants i.e. 30/04/2018 instead of 12/03/2021 in the Marriage Register under the Entry No.54/2021.

The application is disposed of accordingly.

Daman.

Dated: 15/09/2021.

**(A. P. KOKATE)**

Civil Judge Senior Division,  
Daman

**C E R T I F I C A T E**

I affirm that the contents of this P.D.F. File order are same, word to word, as per the original order.

Name of Employee	Santosh R. Khapekar
Designation	Stenographer (L.G.)
Name of Court	Civil Judge Sr. Dn. & C.J.M., Daman.
Date of order	15/09/2021.
Order signed by the Presiding Officer on	15/09/2021.
Order uploaded on	15/09/2021.