



കേരള ഗസറ്റ് KERALA GAZETTE

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EXTRAORDINARY

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20th Karthika 1941

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GOVERNMENT OF KERALA

Law (E) Department

NOTIFICATION

G.O. (P) No. 25/2019/Law.

Dated, Thiruvananthapuram, 1st November, 2019
15th Thulam, 1195
10th Karthika, 1941.

S. R. O. No. 849/2019

In exercise of the powers conferred by section 4 of the Muslim Personal Law (Shariat) Application Act, 1937 (Central Act 26 of 1937), the Government of Kerala hereby make the following rules further to amend the Muslim Personal Law (Shariat) Application (Kerala) Rules, 2018 issued under G. O. (P) No. 13/2018/Law dated 21st December, 2018. and published as S.R.O. No. 920/2018 in the Kerala Gazette Extraordinary No. 3224 dated the 21st December, 2019, namely:—



RULES

1. *Short title and commencement.*—(1) These rules may be called the Muslim Personal Law (Shariat) Application (Kerala) (Amendment) Rules, 2019.

(2) They shall come into force at once.

2. *Amendment of the Rules.*—In the Muslim Personal Law (Shariat) Application (Kerala) Rules, 2018,—

(1) in rule 3, for sub-rule (1), the following sub-rule shall be substituted, namely:—

“Any Muslim who is governed by any custom or usage contrary to the Muslim Personal Law (Shariat) on matters such as adoption, wills and legacies and who desires to obtain a declaration as provided under section 3 of the Act may file a declaration before the prescribed authority in Form I, duly attested by a Notary Public, appended to these rules;”

(2) in rule 4, in sub-rule (1), for the letters, symbol and figures “Rs. 100” the words “Rupees One Hundred” shall be substituted;

(3) in rule 5,—

(i) in sub-rule (2), for the words “Caste Certificate”, the words “Community Certificate” shall be substituted;

(ii) in sub-rule (3),—

(a) for the words and figures “within 45 days”, the words “within forty five days” shall be substituted;

(b) for letters, symbol and figures “Rs. 50” the words “Rupees Fifty” shall be substituted;

(4) in rule 6, in sub-rule (2), for the words “after providing him” the words “after providing the appellant” shall be substituted;

(5) in rule 9, for the words “The Collector” the words “The District Collector” shall be substituted;



(6) In the Forms,—

(i) in Form II, against Serial No. 10, for the words “previous marital status”, the words “marital status” shall be substituted;

(ii) in Form III, for the words, figures and “[See rule 5(4)]” the words, figures and brackets “[See rule 5(3)]” shall be substituted.

By order of the Governor,

ARAVINTHA BABU P. K.,
Law Secretary.

Explanatory Note

(This does not form part of the notification, but is intended to indicate its general purport.)

Subordinate Legislation Committee (2019-21) in its Eighteenth Report has recommended certain amendments to the Muslim Personal Law (Shariat) Application (Kerala) Rules 2018 issued under G. O. (P) No. 13/2018/Law dated 21st December, 2018 and published as S.R.O. No. 920/2018, in the Kerala Gazette Extraordinary No. 3224 dated 21st December, 2019. The Government have examined the recommendations and decided to amend the said rules.

The notification is intended to achieve the above object.

