

Book may, within one month next after the discovery of such error, in the presence of the persons married or, in case of their death or absence, in the presence of two other credible witnesses correct the error by entry in the margin without any alteration of the original entry and shall sign the marginal entry and add thereto the date of such correction and the Marriage Officer shall make the like marginal entry in the certificate thereof.

(2) Every correction made under this section shall be attested by the witnesses in whose presence it was made.

(3) Where a copy of any entry has already been sent under section 48 to the Registrar-General or other authority the Marriage Officer shall make and send in like manner a separate certificate of the original erroneous entry and of the marginal corrections therein made.

**50. Power to make rules.**—(1) The Central Government, in the case of diplomatic and consular officers and other officers of the Central Government, and the State Government, in all other cases, may, by notification in the Official Gazette, make rules for carrying out the purposes of this Act.

(2) In particular, and without prejudice to the generality of the foregoing power, such rules may provide for all or any of the following matters, namely:—

(a) the duties and powers of Marriage Officers and the areas in which they may exercise jurisdiction;

(b) the manner in which a Marriage Officer may hold inquiries under this Act and the procedure therefor;

(c) the form and manner in which any books required by or under this Act shall be maintained;

(d) the fees that may be levied for the performance of any duty imposed upon a Marriage Officer under this Act;

(e) the manner in which public notice shall be given under section 16;

(f) the form in which, and the intervals within which, copies of entries in the Marriage Certificate Book shall be sent in pursuance of section 48;

(g) any other matter which may be or requires to be prescribed.

**51. Repeals and savings.**—(1) The Special Marriage Act, 1872 (III of 1872), and any law corresponding to the Special Marriage Act, 1872, in force in any Part B State immediately before the commencement of this Act are hereby repealed.

(2) Notwithstanding such repeal,—

(a) all marriages duly solemnized under the Special Marriage Act, 1872 (III of 1872), or any such corresponding law shall be deemed to have been solemnized under this Act;

(b) all suits and proceedings in causes and matters matrimonial which, when this Act comes into operation, are pending in any court, shall be dealt with and decided by such court, so far as may be, as if they had been originally instituted therein under this Act.

(3) The provisions of sub-section (2) shall be without prejudice to the provisions contained in section 6 of the General Clauses Act, 1897 (X of 1897), which shall also apply to the repeal of the corresponding law as if such corresponding law had been an enactment.

## THE FIRST SCHEDULE

[See section 2 (b) "Degrees of prohibited relationship"]

## PART I

1. Mother
2. Father's widow (step-mother)
3. Mother's mother
4. Mother's father's widow (step grand-mother)
5. Mother's mother's mother
6. Mother's mother's father's widow (step great grand-mother)
7. Mother's father's mother
8. Mother's father's father's widow (step great grand-mother)
9. Father's mother
10. Father's father's widow (step grand-mother)
11. Father's mother's mother
12. Father's mother's father's widow (step great grand-mother)
13. Father's father's mother
14. Father's father's father's widow (step great grand-mother)
15. Daughter
16. Son's widow
17. Daughter's daughter
18. Daughter's son's widow
19. Son's daughter
20. Son's son's widow
21. Daughter's daughter's daughter
22. Daughter's daughter's son's widow
23. Daughter's son's daughter
24. Daughter's son's son's widow
25. Son's daughter's daughter
26. Son's daughter's son's widow
27. Son's son's daughter
28. Son's son's son's widow
29. Sister
30. Sister's daughter
31. Brother's daughter
32. Mother's sister
33. Father's sister
34. Father's brother's daughter
35. Father's sister's daughter
36. Mother's sister's daughter
37. Mother's brother's daughter.

*Explanation.*—For the purposes of this Part, the expression "widow" includes a divorced wife.

## PART II

1. Father
2. Mother's husband (step-father)
3. Father's father
4. Father's mother's husband (step grand-father)
5. Father's father's father
6. Father's father's mother's husband (step great grand-father)
7. Father's mother's father

- 8. Father's mother's mother's husband (step great grand-father)
- 9. Mother's father
- 10. Mother's mother's husband (step grand-father)
- 11. Mother's father's father
- 12. Mother's father's mother's husband (step great grand-father)
- 13. Mother's mother's father
- 14. Mother's mother's mother's husband (step great grand-father)
- 15. Son
- 16. Daughter's husband
- 17. Son's son
- 18. Son's daughter's husband
- 19. Daughter's son
- 20. Daughter's daughter's husband
- 21. Son's son's son
- 22. Son's son's daughter's husband
- 23. Son's daughter's son
- 24. Son's daughter's daughter's husband
- 25. Daughter's son's son
- 26. Daughter's son's daughter's husband
- 27. Daughter's daughter's son
- 28. Daughter's daughter's daughter's husband
- 29. Brother
- 30. Brother's son
- 31. Sister's son
- 32. Mother's brother
- 33. Father's brother
- 34. Father's brother's son
- 35. Father's sister's son
- 36. Mother's sister's son
- 37. Mother's brother's son.

*Explanation.*—For the purposes of this Part, the expression “husband” includes a divorced husband.

THE SECOND SCHEDULE

(See section 5)

NOTICE OF INTENDED MARRIAGE

To

Marriage Officer for the..... District

WE hereby give you notice that a marriage under the Special Marriage Act, 1954, is intended to be solemnized between us within three calendar months from the date hereof.

Name	Condition	Occupation	Age	Dwelling place	Permanent dwelling place if present dwelling place not permanent	Length of residence
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A.B. Unmarried  
Widower  
Divorcee

C.D. Unmarried  
Widow  
Divorcee

Witness our hands this..... day of..... 19.....

(Sd.) A.B.  
(Sd.) C.D.

THE THIRD SCHEDULE

(See section 11)

DECLARATION TO BE MADE BY THE BRIDEGROOM

I, A.B., hereby declare as follows:—

- 1. I am at the present time unmarried (or a widower or a divorcee as the case may be).
- 2. I have completed..... years of age.
- 3. I am not related to C.D. (the bride) within the degrees of prohibited relationship.
- 4. I am aware that, if any statement in this declaration is false, and if in making such statement I either know or believe it to be false or do not believe it to be true, I am liable to imprisonment and also to fine.

(Sd.) A.B. (the Bridegroom).  
DECLARATION TO BE MADE BY THE BRIDE

I, C. D., hereby declare as follows:—

- 1. I am at the present time unmarried (or a widow or a divorce, as the case may be).
- 2. I have completed..... years of age
- 3. I am not related to A. B. (the bridegroom) within the degrees of prohibited relationship.
- 4. I am aware that, if any statement in this declaration is false, and if in making such statement I either know or believe it to be false or do not believe it to be true, I am liable to imprisonment and also to fine.

(Sd.) C. D. (the Bride).

Signed in our presence by the above-named A.B. and C.D. So far as we are aware there is no lawful impediment to the marriage.

(Sd.) G.H.  
(Sd.) I.J.  
(Sd.) K.L. } Three witnesses.

Countersigned E.F.,  
Marriage Officer.

Dated the

day of

19