

(1) பக்கங்களின் எண்ணிக்கை

7-14

(2) புதுக்கித் திருப்பிய நாள்

(3) ஆதாரக் குறிப்பவர் கருக்கொப்பம்

தமிழ்நாடு ஆவணக் காப்பகம்.

தமிழ்நாடு அரசு

பெறு துறை

அரசாணை எண். 241
மு. கோப்புத் தாள் எண்.

அச்சகம்
புலவகை

நாள் : 26-3-1991

1991

மடிக்கவோ கண்டபடி கையாளவோ கூடாது.

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I have the honour to be,

SIR,

Your most obedient Servant,

(Sd.) W. J. CUNINGHAM,

Offg. Secretary to the Government of India.

No. 836-I.

* From the Government of Fort St. George, No. 404 (Public R.), dated the 27th March 1890, and enclosures.
To the Government of Fort St. George, No. 835-I, dated the 21st February 1891.

A copy of the foregoing* correspondence is forwarded to the Home Department for information.

By order, &c.,

FOREIGN DEPARTMENT;
Fort William,
The 21st February 1891.

(Sd.) G. R. IRWIN,
Offg. Under-Secy. to the Government of India.

Exd.—P. K. B.

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TO

THE CHIEF SECRETARY TO THE GOVERNMENT OF FORT ST. GEORGE.

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I am directed to refer you to the correspondence ending with your letter No. 404 (Public R.), dated the 27th March 1890, to the Secretary to the Government of India in the Home Department regarding legislation in Travancore and Cochin in connection with the Indian Christian Marriage Act, XV of 1872.

2. There are two matters in connection with these Regulations which require consideration.

3. In the first place, the Government of India think it necessary to point out that Act XV of 1872 applies *proprio vigore* to Christian subjects of Her Majesty in Native States, and cannot therefore be directly affected, so far as such subjects are concerned, by any law passed by the Legislature of a Native State. Any marriage celebrated in a Native State otherwise than in accordance with section 5 of the Act between persons, one or both of whom is, or are, a Christian subject, or Christian subjects, of Her Majesty, is, under section 4 of the Act, void from the point of view of British law, and British subjects offending against the requirements of the Act in Native States are punishable under its penal provisions. The more effectual observance of a British law, so far as it applies to a Native State, is not ensured by the enactment of a corresponding law in that State; and the enactment of such a law in a modified or altered form (as in the present case) may obscure the law really in force, and involve serious misapprehension and hardship. Under these circumstances, I am to request that the Regulations should be so amended as to show that they do not apply to a Christian subject of Her Majesty.

4. In the second place it appears to the Government of India desirable that the law regulating Christian marriages should, as far as possible, be uniform throughout India. In Mysore the Christian Marriage Act is in force, with only such modifications as are necessary to adapt it to local circumstances, and has, it is believed, been found in practice to work well. I am therefore directed

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575.

Public DEPARTMENT.

7/8/90 W^o 404 R O'Neil -
1/2/90 W^o 2/2/90
27/4/90 W^o 817/819 Jms.

Circulars

From

The Government of India
Foreign Dept.

For Orders whether the
letter should be communicated
to the Resident with the request
that the views of the Govt. of
India may be brought to the notice
of the Travancore and Cochin
Dairars.

ol.
8/3.

No. 835 L.

Dated 2nd Feb'y }
Received 1st March } 1891
Enclosures to S. C. of India.

SUBJECT.

Forwarding remarks
regarding legislation in Travancore
& Cochin in connection with the
Indian Christian Marriage Act, XV
of 1872.

C.S.
mis
Order. 26 March 91/241
The letter from the Govt.
of India read above will be
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in Travancore & Cochin, with
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the Govt. of India may be brought
to the notice of the Dairars.
(From 26)

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M. Cunningham

Offg. Secretary to the Government of India.



BACK PAPER, No.

OF 18

FURTHER PAPER, No. 553 of 1892.

641/92

READ AGAIN ORDER OF GOVERNMENT, DATED 18, No. MISCELLANEOUS.

desp 3/4

ENCLOSURES.

CURRENT No.

STATEMENT WITH DITTO.

ORDER OF GOVERNMENT.

STATEMENT WITH DITTO.

PAPERS NOT FILED UP, BEING MEANT FOR DESPATCH IN ORIGINAL (not paged).

A A

asst
NOTE FOR THE CHIEF SECRETARY.

Perhaps this G.O. shd. have been commd. to the Political Dept. - do you wish it to be commd. now please?

J.D.B. 9/3

For the S. I. Considering the time that has passed, I think it would not be useful now, but if fresh currents of the subject come in, commd. the order, paper on them please & the Public Chaining will

Exd.—P. K. B.

N.B.—

A = Copy in full.
B = Not to be copied.
P = Copy abstract only.
Q = Copy heading only.

ORDINARY, MS.

Public DEPARTMENT.
G.O., DATED 26-3-91
No. 241 ✓

INDEXED.

When given for copying

[Despatch Abstract.]

Regarding legislation
in Ton & Co. in
connection with the
Indian Christian Mar.
Act X & 9 1872 —

11-3-18 ✓

3-6-18 ✓

2-2-18 ✓

2-8-18 ✓

15-3-18 ✓