



THE HINDU MARRIAGE DISABILITIES REMOVAL ACT, 1946



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1. Short title and extent.
2. Marriage between persons of same *gotra* or *pravara* or of different sub-divisions of the same caste.

THE HINDU MARRIAGE DISABILITIES REMOVAL ACT, 1946.

¹ACT No. XXVIII OF 1946

[22nd November, 1946]

An Act to remove certain disabilities and doubts under Hindu Law in respect of marriages between Hindus.

WHEREAS it is expedient to remove certain disabilities and doubts under the Hindu Law in respect of marriages between Hindus; it is hereby enacted as follows:—

1. Short title and extent.—(1) This Act may be called the Hindu Marriage Disabilities Removal Act, 1946.

²[(2) It extends to the whole of Pakistan.]

2. Marriages between persons of same *gotra* or *pravara* or of different sub-divisions of the same caste. Notwithstanding any text, rule or interpretation of the Hindu Law or any custom or usage, a marriage between Hindus, which is otherwise valid, shall not be invalid by reason only of the fact that the parties thereto—

(a) belong to the same *gotra* or *pravara*, or

(b) belong to different sub-divisions of the same caste.

¹For Statement of Objects and Reasons, see Gazette of India, 1946, Pt. V, p. 93; and for the Report of Select Committee, see *ibid.* pp. 139-140.

This Act has been applied to Baluchistan, see Notification No. 358-B, P. G., dated the 10th December, 1946, Gazette of India, 1946, Pt. I, p. 1885.

The Act has been extended to—

(a) the Leased Areas of Baluchistan, see the Leased Areas (Laws) Order, 1950 (G.G.O.3 of 1950);

(b) the Baluchistan States Union, see the Baluchistan States Union (Federal Laws) (Extension) Order, 1953 (G. G. O. 4 of 1953);

(c) the Khairpur State, see the Khairpur (Federal Laws) (Extension) Order, 1953 (G. G. O. 5 of 1953); and

(d) the State of Bahawalpur, see the Bahawalpur (Extension of Federal Laws) Order, 1953 (G. G. O. 11 of 1953), as amended.

The Act has been and shall be deemed to have been brought into force in Gwadur with effect from the 8th September, 1958, by the Gwadur (Application of Central Laws) Ordinance, 1960 (37 of 1960), s. 2.

²Subs. by the Central Laws (Statute Reform) Ordinance, 1960 (21 of 1960), s. 3 and 2nd Sch. (with effect from the 14th October, 1955), for "the original sub-section (2), as amended by A.O., 1949.

