



मुख्यालय उत्तर प्रदेश पुलिस तकनीकी सेवायें

टावर-4, आठवा तल, पुलिस मुख्यालय, सिग्नेचर बिल्डिंग, शहीद पथ, लखनऊ-226002

पत्र सं0टीएस-सीसीटीएनएस-06(20/0)(XIV)

दिनांक: अगस्त 6, 2019

सेवा में,

वरिष्ठ पुलिस अधीक्षक / पुलिस अधीक्षक,
प्रभारी जनपद उत्तर प्रदेश।

आपके पास कानून एवं न्याय मंत्रालय (विधायी विभाग) भारत सरकार, नई दिल्ली द्वारा प्रकाशित भारत के राजपत्र दिनांक 31.07.2019 की प्रति संलग्न कर भेजी जा रही है, जो THE MUSLIM WOMEN (PROTECTION OF RIGHTS ON MARRIAGE) ACT, 2019 से सम्बन्धित है।

2. भारत सरकार द्वारा प्रकाशित/निगत THE MUSLIM WOMEN (PROTECTION OF RIGHTS ON MARRIAGE) ACT, 2019 सीसीटीएनएस पोर्टल में जोड़ा जा चुका है। अतः इस सम्बन्ध में विधिनुसार प्राथमिकी पंजीकरण की कार्यवाही करना सुनिश्चित करें।
संलग्नक-यथोपरि।

(आशुतोष पाण्डेय)

अपर पुलिस महानिदेशक,
तकनीकी सेवायें, उ0प्र0,
लखनऊ।

प्रतिलिपि: निम्न लिखित को सूचनार्थ एवं विधिनुसार अग्रेत्तर कार्यवाही सुनिश्चित करने हेतु प्रेषित है:

1. समस्त जोनल अपर पुलिस महानिदेशक उत्तर प्रदेश।
2. समस्त परिक्षेत्रीय पुलिस महानिरीक्षक, उत्तर प्रदेश।
3. पुलिस महानिरीक्षक कानून एवं व्यवस्था, उ0प्र0 लखनऊ।

महत्वपूर्ण प्रकरण/सर्वोच्च प्राथमिकता

मुख्यालय पुलिस महानिदेशक, उत्तर प्रदेश लखनऊ

पुलिस मुख्यालय, टावर-2, षष्ठम तल, गोमतीनगर विस्तार 226002

पत्रसंख्या:डीजी-सात-एस-14(15)/2019

दिनांक:लखनऊ:अगस्त 02, 2019

सेवा में,

अपर पुलिस महानिदेशक(तकनीकी सेवायें)

उ0प्र0 लखनऊ ।

विषय: THE MUSLIM WOMEN (PROTECTION OF RIGHTS ON MARRIAGE) ACT, 2019 विषयक ।

कृपया कानून एवं न्याय मंत्रालय,(विधायी विभाग) भारत सरकार,नई दिल्ली द्वारा प्रकाशित भारत के राजपत्र दिनांकित 31.07.2019 प्रति संलग्न का सन्दर्भ ग्रहण करने का कृपा करें, जो THE MUSLIM WOMEN (PROTECTION OF RIGHTS ON MARRIAGE) ACT, 2019 से संबंधित है।

2- निदेशानुसार अनुरोध है कि कृपया भारत सरकार द्वारा प्रकाशित/निर्गत THE MUSLIM WOMEN (PROTECTION OF RIGHTS ON MARRIAGE) ACT, 2019 का अनुपालन सुनिश्चित कराये जाने हेतु निहित प्राविधानों को सीसीटीएनएस पोर्टल पर उपलब्ध कराते हुये विधिनुसार अग्रिम आवश्यक कार्यवाही कराने की कृपा करें एवं कृत कार्यवाही से इस मुख्यालय को सूचित करने का कष्ट करें ।

संलग्नक:यथोपरि

28/8
[Handwritten Signature]

अपर पुलिस महानिदेशक
तकनीकी सेवायें, उत्तर प्रदेश
28/8

(प्रवीण कुमार)

पुलिस महानिरीक्षक(कानून व्यवस्था)
उत्तर प्रदेश।



भारत का राजपत्र The Gazette of India

असाधारण

EXTRAORDINARY

भाग II — खण्ड 1

PART II — Section 1

प्राधिकार से प्रकाशित

PUBLISHED BY AUTHORITY

सं० 39] नई दिल्ली, बुधवार, जुलाई 31, 2019/श्रावण 9, 1941 (शक)
No. 39] NEW DELHI, WEDNESDAY, JULY 31, 2019/SHRAVANA 9, 1941 (SAKA)

इस भाग में भिन्न पृष्ठ संख्या दी जाती है जिससे कि यह अलग संकलन के रूप में रखा जा सके।
Separate paging is given to this Part in order that it may be filed as a separate compilation.

MINISTRY OF LAW AND JUSTICE (Legislative Department)

New Delhi, the 31st July, 2019/Shravana 9, 1941 (Saka)

The following Act of Parliament received the assent of the President on the 31st July, 2019, and is hereby published for general information:—

THE MUSLIM WOMEN (PROTECTION OF RIGHTS ON MARRIAGE) ACT, 2019

No. 20 of 2019

[31st July, 2019.]

An Act to protect the rights of married Muslim women and to prohibit divorce by pronouncing talaq by their husbands and to provide for matters connected therewith or incidental thereto.

BE it enacted by Parliament in the Seventieth Year of the Republic of India as follows:—

CHAPTER I

PRELIMINARY

1. (1) This Act may be called the Muslim Women (Protection of Rights on Marriage) Act, 2019.

(2) It shall extend to the whole of India except the State of Jammu and Kashmir.

(3) It shall be deemed to have come into force on the 19th day of September, 2018.

2. In this Act, unless the context otherwise requires,—

(a) "electronic form" shall have the same meaning as assigned to it in clause (r) of sub-section (1) of section 2 of the Information Technology Act, 2000;

(b) "Magistrate" means a Judicial Magistrate of the first class exercising jurisdiction under the Code of Criminal Procedure, 1973, in the area where the married Muslim woman resides; and

Short title,
extent and
commencement.

Definitions.

(c) "*talaq*" means *talaq-e-biddat* or any other similar form of *talaq* having the effect of instantaneous and irrevocable divorce pronounced by a Muslim husband.

CHAPTER II

DECLARATION OF *TALAQ* TO BE VOID AND ILLEGAL

Talaq to be void and illegal.

3. Any pronouncement of *talaq* by a Muslim husband upon his wife, by words, either spoken or written or in electronic form or in any other manner whatsoever, shall be void and illegal.

Punishment for pronouncing *talaq*.

4. Any Muslim husband who pronounces *talaq* referred to in section 3 upon his wife shall be punished with imprisonment for a term which may extend to three years, and shall also be liable to fine.

CHAPTER III

PROTECTION OF RIGHTS OF MARRIED MUSLIM WOMEN

Subsistence allowance.

5. Without prejudice to the generality of the provisions contained in any other law for the time being in force, a married Muslim woman upon whom *talaq* is pronounced shall be entitled to receive from her husband such amount of subsistence allowance, for her and dependent children, as may be determined by the Magistrate.

Custody of minor children.

6. Notwithstanding anything contained in any other law for the time being in force, a married Muslim woman shall be entitled to custody of her minor children in the event of pronouncement of *talaq* by her husband, in such manner as may be determined by the Magistrate.

Offence to be cognizable, compoundable, etc.

7. Notwithstanding anything contained in the Code of Criminal Procedure, 1973,— 2 of 1974.

(a) an offence punishable under this Act shall be cognizable, if information relating to the commission of the offence is given to an officer in charge of a police station by the married Muslim woman upon whom *talaq* is pronounced or any person related to her by blood or marriage;

(b) an offence punishable under this Act shall be compoundable, at the instance of the married Muslim woman upon whom *talaq* is pronounced with the permission of the Magistrate, on such terms and conditions as he may determine;

(c) no person accused of an offence punishable under this Act shall be released on bail unless the Magistrate, on an application filed by the accused and after hearing the married Muslim woman upon whom *talaq* is pronounced, is satisfied that there are reasonable grounds for granting bail to such person.

Repeal and savings.

8. (1) The Muslim Women (Protection of Rights on Marriage) Second Ordinance, 2019 is hereby repealed.

(2) Notwithstanding such repeal, anything done or any action taken under the Muslim Women (Protection of Rights on Marriage) Second Ordinance, 2019, shall be deemed to have been done or taken under the provisions of this Act.

Ord. 4 of 2019.

Ord. 4 of 2019.

DR. G. NARAYANA RAJU,
Secretary to the Govt. of India.