

Solemnization/Registration of marriage under the Foreign Marriage Act, 1969:

Marriages between two individuals can be solemnized/registered at the High Commission of India, Kuala Lumpur under the Foreign Marriage Act, 1969. At least one of the parties to the intended marriage should be a citizen of India and should have resided in Malaysia for a period of not less than thirty days immediately preceding the date on which the notice of intended marriage is given to the Marriage Officer at HCI, Kuala Lumpur.

Procedure

a. Submission of notice of intended marriage:

At least one of the prospective bride or bridegroom must be an Indian National and a legal resident within the jurisdiction of the High Commission of India, Kuala Lumpur.

If any one of prospective bride or bridegroom is not an Indian National, “**single status certificate**” from the concerned authority and willingness to marry an Indian National, duly attested by the Malaysian Ministry of Foreign Affairs (MoFA), Putrajaya (for Malaysian nationals) or respective Consulate/Embassy (for other country nationals) in Malaysia, need to be submitted.

In addition, a certificate from MoFA or concerned Consulate/Embassy in Malaysia of the non-Indian applicant stating that his/her country’s respective law does not prohibit their nationals from marrying foreign nationals.

Regarding divorcee, a decree of divorce issued by the competent authority in India and attested by CPV Division, Ministry of External Affairs, Government of India, in case the divorce has taken place in India.

In case divorce has taken place in a country other than India, the divorce certificate needs to be attested by the competent authorities of the concerned country and should be counter-attested by the concerned Indian Mission/Post accredited to that country.

Three witnesses must be physically present along with prospective bride and bridegroom at the time of submission of “**Notice of Intended Marriage**” and the

same three witnesses should also be present during solemnization and registration of marriage. The three witnesses shall also bring original Passport and identity certificates etc. No family members of the bride and bridegroom can be witness(es).

b. Advertisement of notice of intended marriage:

After submission of notice of intended marriage, advertisement is to be published by the individuals in local newspaper (English) as well as in a newspaper in the place of permanent residence as indicated in the passport in India/concerned country. Text of advertisement is as under:

Mr. _____ holder of (name of country) Passport No. _____ and Miss _____ holder of (name of country) Passport No. _____ intend getting married at the High Commission of India, Kuala Lumpur under the Foreign Marriage Act, 1969 of India. Objections, if any, may be conveyed to the High Commission of India, Kuala Lumpur within 30 days.

Original full page of the newspapers in which the advertisements were published should be presented to Consular officer within 30 days of submission of notice of intended marriage. It is essential that all personal particulars must be filled in as per the passports.

c. Solemnization of marriage where no objection made

If no objection is made before the expiration of thirty days from the date of publication of the "Notice of Intended Marriage", then on the expiry of that period, the marriage may be solemnized. A day prior to the date of solemnization of marriage, original Passports/ICs of the bride and bridegroom and three witnesses are required to be submitted to the Marriage Officer.

d. Date of marriage

Marriage has to be solemnized within six months from the date of notice of intention of marriage presented to the marriage officer failing which the entire procedure should be repeated if the parties intend to proceed with the marriage. Marriage officer will consult with the applicant for a convenient date of marriage.

e. Solemnization and registration of marriage:

Three witnesses who were present at the time of submission of notice of intended marriage should be present at the time of marriage solemnization and registration. Please email at visa.kl@mea.gov.in to make an appointment. All the five persons must present with their original passports/ICs at the time of marriage solemnization and registration.

2. List of documents required:

- i) Completed “Miscellaneous Consular Services Form-EAP-2” application forms with one passport size photo affixed in the box.
- ii) Original Passports/ICs of all the five individuals (Bride, Bridegroom and 3 witnesses) + 1 Photocopy (first & last page).
- iii) Copy of Proof of address (utility bill, driving license or lease agreement) of all five individuals.
- iv) Copy of valid Visa of bride/bridegroom/witness(es).
- v) Notice of Intended Marriage (4 copies).
- vi) Declaration by prospective bride and bridegroom in duplicate.
- vii) **Single Status/Bachelorhood Certificate** by prospective bride and bridegroom in duplicate. For Indian nationals, Single Status/Bachelorhood Certificate to get married can be issued by a competent court/SDM having jurisdiction of the area of the residential address of the applicant. This can be in the form of a certificate/affidavit notarized by SDM which is required to be counter-attested by the Home Department of the State concerned. Thereafter, it is to be attested/apostilled by the Attestation Section of the Consular, Passport & Visa (CPV) Division of the Ministry of External Affairs, New Delhi. For foreign nationals, Single Status/Bachelorhood Certificate to get married being attested/apostilled by Ministry of Foreign Affairs (MoFA), Putrajaya or the concerned Consulate/Embassy in Malaysia.
- viii) Marriage photos and videos along with local marriage certificate issued by the concerned authority/department of marriage registration and letter from both parties requesting registration of their marriage at the High Commission of India, Kuala Lumpur.
- ix) Four identical, passport-size, recent, photographs each of prospective bride and bridegroom.
- x) **Requisite fee-** local currency equivalent of **RM 206** and **RM 9** towards ICWF + Service Charge (Debit Card).

THE FIRST SCHEDULE
 (See section 5)
 FORM OF NOTICE OF INTENDED MARRIAGE

To
 The Marriage Officer,
 for

We hereby give you notice that a marriage under the Foreign Marriage Act, 1969 is intended to be solemnized between us within three months from the date hereof.

Name and father's name	Condition	Occupation	Date of birth	Dwelling place	Permanent dwelling place and present dwelling place if not permanent	Length of residence in the present dwelling place
A.B.	<u>Unmarried</u> <u>Widower</u> <u>Divorcee</u>					
C.D.	<u>Unmarried</u> <u>Widow</u> <u>Divorcee</u>					

Witness our hands, this day of
 20.....

Sd. A.B.
 Sd. C.D.

THE SECOND SCHEDULE
(See section 12)
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 a citizen of

(to be filled up)

5. I am aware that, if any statement in this declaration is false, 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 widower, or a divorcee, 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 a citizen of.....

(to be filled up)

5. I am aware that, if any statement in this declaration is false, 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.....

THE THIRD SCHEDULE
(See section 14)
FORM OF CERTIFICATE OF MARRIAGE

I, E.F., hereby certify that on the day of
19..... A.B. and C.D*appeared before me and that the
declaration required by section..... of the Foreign Marriage
Act, 1969, was duly made, and that a marriage under that Act was solemnized
between them in my presence and in the presence of three witnesses who have
signed hereunder.

Sd. E.F.
Marriage Officer,

Sd. A.B. (bridegroom)
Sd. CD. (bride)

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

Dated the day of 19.....

_____ *Herein give particulars of the parties.
To be entered.