

AZAD GOVERNMENT OF THE STATE OF JAMMU AND KASHMIR
LAW AND PARLIAMENTARY AFFAIRS DEPARTMENT
MUZAFFARBAD.

Dated: 9 March, 1986.

No. 330-35/LD/Leg (A)/86. The following Act of the Assembly received the assent of the President on 5th day of March 1986 is hereby published for general information:-
(ACT III OF 1986)

AN
ACT
to amend the Dowry and Bridal Gifts (Restriction) Act, 1976

WHEREAS it is expedient to amend the Dowry and Bridal Gifts (Restriction) Act, 1976 (Act IX of 1976) in the manner hereinafter appearing;

It is hereby enacted as follows: -

1. Short title and Commencement.- (1) This Act may be called Dowry and Bridal Gifts (Restriction) (Amendment Act, 1986).
(2) It shall come into force at once.

2. Amendment of Section 3, Act IX of 1976.- In the Dowry and Bridal Gifts (Restriction) Act, 1976 (IX of 1976), hereinafter referred to as the said Act, in section 3,-

(a) after subsection (1), the following new subsection shall be inserted, namely:-

“(1-A) no person shall give or accept, or enter into an agreement to give or to accept dowry, bridal gifts or presents of a value exceeding the aggregate value specified in subsection (1)”, and

(b) for subsection (2) the following shall be substituted, namely:

“(2) No dowry, bridal gifts or presents may be given before six months or after one month of nikah and, if tukhsati takes place some time after nikah after one month of such rukhsati.”

3. Omission of Section 7, Act IX of 1976.- In the said Act, section 7 shall be omitted .

4. Subsection of section 8, Act, IX of 1976.- In the said Act, for

section 8 of the following shall be substituted, namely:-

“8, Declaration regarding expenditure to be submitted to

Nikah Khawan.- (1) The father of the bridegroom of
any other person who arranges the marriage shall, within

fifteen days of expiry or the period fixed under subsection (2) of section 3, for given dowry, bridal gifts and presents, submit a declaration to the Nikah Khawan solemnly affirming that the total expenditure on the marriage including dowry, bridal gifts, presents and entertainments did not exceed the limits laid down in this Act.

(2) The Nikah Khawan. shall forward the declaration submitted under subsection (1) to the Tehsil Qazi within fifteen days of receipt of such declaration.

8-A. Complaints against violation of the Act.- If any person attending a marriage ceremony is satisfied that the provision of this Act or the rules made there under have been contravened in respect of such ceremony, he may submit a complaint, giving full particulars of the contravention, to the Tehsil Qazi."

Amendment of Section 10, Act IX of 1976.- In the said Act, in section 10,-

(a) in subsection (1), for the words "which may extend to ten thousand rupees " the words "which shall not be less than the amount provide to have been spent in excess of the maximum limits laid down in this Act" shall be substituted; and

(b) in sub section (3) , for the word "nine" the word "three" shall the substituted.

Savings.- Notwithstanding any judgment, decree or order of any court including High Court, every thing done, all actions taken, notifications issued, orders or appointments made, proceedings initiated jurisdiction of powers exercised under the provisions, of the Dowry and Bridal Gifts (Restriction) (Amendment) Ordinance, 1980 (Ordinance CXL of 1980) or its succeeding Ordinances issued from time to time shall be deemed to have been validly done, taken, issued, made, initiated or exercised under this Act.

Repeal.- The Dowry and Bridal Gifts (Restriction) (Amendment) Ordinance, 1985 (Ordinance CCLVII of 1985) is hereby repealed.

Sd/-
(Syed Atta Mohy-ud-Din Qadari)
Deputy Secretary Law