

**IN THE HIGH COURT OF ZIMBABWE
HELD AT HARARE**

CASE NO. 7873/10

In the matter between:-

FADEKE OBATOLU

APPLICANT

and

THE REGISTRAR GENERAL

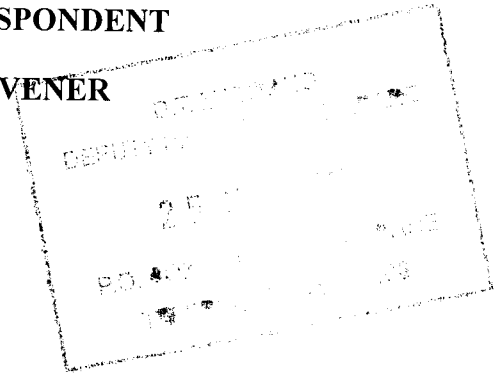
1ST RESPONDENT

THE CO-MINISTERS OF HOMES AFFAIRS

2ND RESPONDENT

THE ATTORNEY-GENERAL

INTERVENER



Harare, the 27th October 2011

Before the Honourable Mr Justice Makonese

Ms S. Njerere for the applicant

Mr T.O Dodo for the respondents

WHEREUPON, after reading documents filed of record and hearing Counsel

IT IS ORDERED BY CONSENT THAT

1. There is no provision at law that compels married women to change their surnames to those of their husbands.
2. The first respondent shall not compel or require the Applicant to change her surname to that of her husband before or after registering the birth of Applicant's child.
3. The first and second respondent shall no later than seven days hereof instruct the Registrars not to compel women to change their surnames to those of their husbands.
4. Each party shall bear its own costs.

BY THE JUDGE

[Signature]
for: REGISTRAR

/stc

[Signature]
G. Chimukoko
1:00 PM