

**In The Court of The Principal Judge, Family Court,
Banka**

Matrimonial Case No.- 95/2023

Mithilesh Kumar Choudhary, S/o- Vishundev Choudhary, r/o- Kheloniya, P.S. Khesar(Belhar), Banka.

----- Petitioner

Vs.

Khushboo Kumari, W/o- Mithilesh Kumar Choudhary, village - Kheloniya, P.S. Khesar(Belhar), Banka. At present- D/o- Manoj Choudhary, village- Santhu, P.S. Jamui, Jamui

-----O.P.

Order

17/03/2026

The petitioner aforementioned filed an application U/s- 09 of Hindu Marriage Act. The application was filed on 03/06/2023. Pursuant to the filing of the petition the same admitted on 04/09/2023 and put up for further proceedings. From perusal of subsequent dates of the order sheet it appears that on 22/11/2023 record was proceeded ex-parte against O.P. and record was fixed for petitioner's evidence. Petitioner is not continuously attending this court physically since 14/12/2023 and he has also not produced evidence on his behalf. Directions were given on 20/06/2025 and 06/02/2026 respectively to the petitioner to make proper pairvi and appear before this court physically and produce evidence on his behalf. Today the petitioner is repeatedly called out but none appeared.

In view of the facts stated above this court considers that the petitioner does not have any interest in the present matrimonial case. This court, therefore, finds it appropriate to **dismiss** the petition/ Matrimonial case No.- 95/2023 for continued non-appearance of the petitioner.

Let the record be sent to the District Record Room as per Civil Court Rules.

Principal Judge,
Family Court, Banka