

IN THE COURT OF THE PRINCIPAL SENIOR CIVIL JUDGE  
AT :: KARIMNAGAR..

PRESENT: SMT. M.ARUNA,  
PRL. SENIOR CIVIL JUDGE,  
KARIMNAGAR.

Monday, this the 5th day of June, 2023

**H.M.O.P. No. 147 OF 2022**

Between:

Nalla @ Dusa Anusha, W/o. Sagar, Aged 28 years, Occ: Household,  
R/o. Mangapeta Village of Gangadhara Mandal, Karimnagar District,  
presently residing at H.No.13-82/2, Yadapalli Village of Edapally  
Mandal, Nizamabad District.

...Petitioner.

And

Nalla Sagar, S/o. Kanukaiah, Aged 28 years, Occ: Pvt., Employee, R/o.  
Mangapeta Village of Gangadhara Mandal, Karimnagar District.

...Respondent.

This petition is coming before me for final hearing on 26.04.2023  
in the presence of Sri B.Narsaiah, Advocate for the Petitioner, and  
Respondent having chosen to remain exparte, and upon perusing the  
material papers on record, having been heard and having stood over  
for consideration to this day, the Court delivered the following:-

**:: O R D E R ::**

1. This petition is filed by the petitioner/wife against the  
respondent/husband under Section 13 (1)(ia)(ib) of the Hindu Marriage  
Act, 1955 for dissolution of marriage of the petitioner with the  
respondent performed on 27.12.2019.

2. The brief averments of the petition is that the petitioner and the respondent are childhood friends and petitioner is resided at her aunt (elder mother) house at Gangadhara. The petitioner and respondent were situated in same school i.e., Vivekananda High School, Gangadhara village and Mandal of Karimnagar District and further their friendship also continued till their higher education. That the petitioner and the respondent loved each other and cohabited each other and during their conjugal life the petitioner became pregnant in the month of August, 2019 and approached the police station, Edapally of Nizamabad District and the police called the parents of the petitioner and the respondent who finally agreed to perform marriage as per Hindu rites and customs and accordingly, on 27.12.2019 the marriage of the petitioner and the respondent was performed at Sri Panchamuka Anjaneya Swamy Temple, Kondagattu Village of Malial Mandal of Jagtial District. At the time of marriage, the parents of the petitioner presented Rs.2,00,000/- net cash, 4 tulas of gold ornaments and household articles to the respondent. After the marriage the petitioner and the respondent lived at Mangapeta Village of Gangadhara Mandal. During their wedlock one son namely Nalla Mokshith aged two and half years was born to them. Thereafter, the attitude of the respondent

was changed and started to harass the petitioner on every petty domestic issues and also abused the petitioner in filthy language. The respondent and his parents also neglected the petitioner. The respondent used to consume alcohol heavily and demand money for purchase of alcohol and did not look after the welfare of her son and did not take the responsibility of the family and further demanded to bring additional dowry of Rs.10,00,000/- and warned to kill the petitioner. The respondent necked out the petitioner from his conjugal society and since 10.08.2020 the petitioner is living separately with her parents and in this regard several panchayaths were held before the caste and village elders, but the respondent did not change his attitude. Therefore, the petitioner finally approached this court for seeking the relief of dissolution of marriage under cruelty and desertion. Hence, requested this Court to grant the decree for dissolution of their marriage dated 27.12.2019.

3. After numbering of petition, notices ordered to the respondent, but he was called absent and no representation, so he was set exparte on 16.02.2023 and posted for petitioner's exparte evidence. After that the petitioner herself got examined as P.W.1 and marked Exs. P1 to P3.

4. Heard for the petitioner and perused the record.

5. Now the point for consideration is:

***"Whether the petitioner is entitled for the relief of dissolution of her marriage with the respondent dated 27.12.2019 as prayed for"?***

6. **Point:**

To support the above version, the petitioner filed her chief affidavit in lieu her chief examination by reiterating the contents of the petition, and on oath it is taken on record and also marked Exs. P1 to P3. Exs. P1 and P2 are the original aadhar cards of the petitioner and the respondent and Ex.P3 is the original marriage certificate issued by District Registrar of Marriages/Marriage Officer of the Local Area.

7. As per the evidence of P.W.1 and Ex.P3 goes to show that the respondent is the legally wedded husband of the petitioner, but even after serving of notice the respondent called absent and finally he was set exparte, therefore the petitioner herself examined as P.W.1 and marked Exs. P1 to P3. Therefore at this stage the Court can draw the adverse inference against the respondent, that he harassed the petitioner as per averments of petition and evidence, therefore apart from the evidence of P.W.1. The Exs. P1 to P3 are clearly supporting

the version of petitioner, therefore the petitioner is entitled for dissolution of the marriage which was held on 27.12.2019.

8. In the result, the petition is allowed by granting the decree of divorce by dissolving the marriage of the petitioner with the respondent held on 27.12.2019. No costs.

Dictated to Stenographer directly on computer in the open court on this the 5th day of June, 2023.

Sd/-  
PRL. SENIOR CIVIL JUDGE,  
KARIMNAGAR.

**APPENDIX OF EVIDENCE**  
**WITNESSES EXAMINED**

**FOR THE PETITIONER:**

P.W.1 Nalla @ Dusa Anusha.

**FOR THE RESPONDENT:**

---None---

**EXHIBITS MARKED**

**FOR THE PETITIONER:**

- Ex.P1 Original Aadhar card of the petitioner.
- Ex.P2 Original Aadhar card of the respondent.
- Ex.P3 Original Marriage Certificate dated 15.06.2020.

**FOR THE RESPONDENT:**

---Nil---

Sd/-  
PRL. SENIOR CIVIL JUDGE,  
KARIMNAGAR.

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