

**IN THE COURT OF THE JUDGE, FAMILY COURT-CUM-III
ADDITIONAL DISTRICT AND SESSIONS JUDGE AT
MAHABUBNAGAR.**

Present: **Smt P. Neeraja,**
Judge, Family Court-cum-
III Addl.District and Sessions
Judge, Mahabubnagar.

Thursday, the 5th day of January, 2023.

F.C.O.P.No.76 of 2022

Between:

XXXXXXXXXX

This Petition is coming on 05.01.2023 before me in the presence of Sri C.Rajender Kumar, Counsel for the Petitioners, having heard and stood over for consideration till this day, this Court made the following :

ORDER

This is a Petition filed by the Petitioners No.1 and 2, who are Husband and Wife under Section 13-B of the Hindu Marriage Act, seeking dissolution of their marriage dt.21.12.2018, by mutual consent.

2. The facts of the case, in brief, are as follows:

The marriage of the petitioners was performed on 21.12.2018 at Kosgi village, as per Hindu rites and customs. After the marriage, the petitioners have developed certain differences and they are staying separately since 01.02.2019. The petitioners have no children out of the wedlock. The petitioner No.2 filed i.e. DVC No.28/2020, C.C.No.151 of 2020 against petitioner No.1 and his family members

before Judicial Magistrate of First Class, Mahabubnagar and M.C.No.12 of 2020, before this Court.

3. The petitioners could not live together due to differences. There is no possibility of their re-union on the efforts made by the elders, the matter was referred to Lok Adalath, where they have resolved their dispute and decided to get divorce by mutual consent.

4. The petitioner No.1 agreed to pay Rs.1,00,000/- and 8 tulas of gold to the petitioner No.2 as permanent alimony and full and final settlement. The petitioner No.2 agreed to withdraw the criminal case and other cases. The petitioner No.2 has no claims against the petitioner No.1. They agreed not to file cases against each other.

5. The point for consideration is:

Whether the Petitioners No.1 and 2 are entitled for dissolution of their marriage performed on 21.12.2018, by mutual consent, as prayed for?

6. Heard.

7. The Petitioners examined themselves as PWs.1 and 2, by filing their affidavits of examination in chief and got marked Exs.P1 to P4.

8. As seen from the record, the cooling period of six months has been waived on the application of the Petitioner No.1 in the facts and circumstances of the case as the Petitioner No.2 was also willing for it.

9. **POINT:**

The Petitioners No.1 and 2 are seeking dissolution of their marriage dt.21.12.2018, by mutual consent, on the grounds of irreconcilable differences, which lead to their separation.

10. The Petitioners as PWs-1 and 2, having reiterated the contents of the Petition in their affidavits of examination in chief, further stated that the petitioner No.1 has paid the agreed amount and the Petitioner No.2 received the same. They got marked Exs.P1 to P4. Ex.P1 is their wedding invitation card, Ex.P2 is their wedding photographs and Ex.P3 and P4 are the Xerox copies of Aadhar cards of PW-1 and PW-2 respectively.

11. When both the Petitioners were examined by this Court, they reported that absolutely there is no possibility of their reunion.

12. In the above facts and circumstances of the case and in view of the submissions made by the Petitioners that they are living separately since more than six years, due to irreconcilable differences and that there is no possibility of their reunion, this Court is of the opinion that the Petitioners are entitled for dissolution of their marriage dt.21.12.2018, by mutual consent. Accordingly, the point is answered.

13. In the result, the Petition is allowed, dissolving the marriage between the Petitioners No.1 and 2, dt.21.12.2018, by mutual consent.

Typed to my dictation by the Superintendent directly on the Computer, corrected and pronounced by me in the open court on this the 5th day of January, 2023.

**Judge,
Family Court-cum-
III Addl. District and Sessions
Judge, Mahabubnagar.**

APPENDIX OF EVIDENCE	
WITNESSES EXAMINED	
FOR PETITIONERS NO.1 AND 2	
PW-1	xxxxxxx
PW-2	xxxxxxx
EXHIBITS MARKED FOR PETITIONERS NO.1 AND 2	
Ex.P1	Is Wedding invitation card.
Ex.P2	Is wedding photographs.
Ex.P3	Xerox copy of Aadhar card of PW.1.
Ex.P4	Xerox copy of Aadhar card of PW.2.

**Judge,
Family Court-cum-
III Addl. District and Sessions
Judge, Mahabubnagar.**