

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

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

Monday, this the 3rd day of July, 2023

H.M.O.P. No. 163 OF 2022

Between:

Nerella Soorya Prakash Goud, S/o. Narendhar Goud, Aged 41 years,
Occ: Private Employee, R/o. H.No.1-45/1, Algunoor, Thimmapoor
Mandal, Karimnagar District.

...Petitioner No.1.

And

Marripelly @ Nerella Sravani, W/o. Nerella Soorya Prakash Goud, D/o.
Chandraiah Goud, Aged 25 years, Occ: Housewife, R/o. H.No.1-18,
Deshaipally Village, Thangallapally Mandal, Rajanna Sircilla District.

...Petitioner No.2.

This petition is coming before me for final hearing on 19.06.2023
in the presence of Sri D.Sridhar and Sri A.Dhiraj, Advocates for the
Petitioners No.1 and 2, 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 petitioners No.1 and 2 under Section
13-B of Hindu Marriage Act, 1955 for dissolution of their marriage
dated 07.05.2021 by mutual consent.

2. The brief averments of petition is that petitioner No.2 is the legally wedded wife of petitioner No.1 and their marriage was performed on 07.05.2021 at S.S. Gardens, Siddipet Road, Baddenapalli, Thangallapally Mandal of Rajanna Sircilla District as per Hindu caste customs and traditions. After the marriage the petitioner No.2 joined the conjugal society of the petitioner No.1 and lived happily for two months. The marriage was consummated, but out of their wedlock no issues were born. During the said period of two months of their marriage, there were some misunderstandings crept in between the petitioners No.1 and 2 which led to a gap between them. The reconciliation steps were taken by the petitioners and well-wishers are failed and the petitioners have come to conclusion that it is impossible to live together as husband and wife and as such, both the petitioners approached this Hon'ble Court to take divorce from a competent court of law and accordingly, both the petitioners have agreed to take mutual divorce with each other by dissolving their marriage dated 07.05.2021 on the following terms.

3. The petitioners No.1 and 2 hereafter cease to be wife and husband and are at liberty to remarry if they so desire. That both the

petitioners have exchanged their respective belongings and have no more claim against one another. The petitioner No.1 agreed to pay permanent alimony and the petitioner No.2 agreed to receive the said amount at the time of divorce before the court. Hence, this petition.

4. During the pendency of petition, there were some reconciliation talks held, but failed, so both petitioners stated that they do not intend to withdraw the petition and further represented that there is no chance for their re-union and insisted this Court for grant of divorce.

5. To prove the case of the petitioners, the petitioner No.1 is examined as P.W.1 and got marked Exs. P1 to P3. The petitioner No.2 is examined as P.W.2 and no documents marked on his behalf.

6. Heard both sides and perused the record.

7. Now the point for consideration is:

“Whether the petitioners No.1 and 2 are entitle for the relief of granting decree of divorce under mutual consent as prayed for?”

8. **POINT:** In support of the case, the petitioners No.1 and 2 have filed their chief affidavits, and examined as P.W's 1 and 2, Exs. P1 to P3 got marked, the Ex.P1 is the original marriage invitation card, Ex.P2 is the joint marriage photograph of the petitioners and Ex.P3 is

the memorandum of understanding. As per Ex.P1, it goes to show that the marriage of the petitioner No.1 held with the petitioner No.2, Ex.P2 also supporting that at the time of their marriage, photographs were taken by them. Ex.P3 is the memorandum of understanding entered in between the petitioners No.1 and 2 wherein the petitioner No.1 has agreed to give Rs.5,00,000/- (Rupees Five Lakhs only) as permanent alimony to the petitioner No.2 and the same was agreed by the petitioner No.2.

9. Therefore, the evidence of P.W's 1 and 2/petitioners No.1 and 2 coupled with Exs. P1 to P3 are goes to show that the marriage of P.W's 1 and 2 was performed on 07.05.2021 at S.S. Gardens, Siddipet Road, Baddenapalli, Thangallapally Mandal of Rajanna Sircilla District as per Hindu caste customs and traditions. After the marriage the petitioner No.2 joined the conjugal society of the petitioner No.1 and lived happily for two months. The marriage was consummated, but out of their wedlock no issues were born. During the said period of two months of their marriage, there were some misunderstandings arose between them and as a result both the petitioners have finally on the advise of their well-wishers decided to take divorce on mutual consent and

accordingly, filed this petition. Hence, the P.W's 1 and 2 are entitled to take divorce by mutual consent as prayed for and accordingly, the point is answered.

10. In the result, the petition is allowed by granting decree of divorce by dissolving the marriage took place between the petitioner No.1 and petitioner No.2 dated 07.05.2021. No order as to costs.

Dictated to Stenographer directly on computer in the open court on this the 3rd day of July, 2023.

Sd/-
PRL. SENIOR CIVIL JUDGE,
KARIMNAGAR.

APPENDIX OF EVIDENCE
WITNESSES EXAMINED

FOR THE PETITIONERS:

P.W.1 Nerella Soorya Prakash Goud.
P.W.2 Marripelly @ Nerella Sravani.

EXHIBITS MARKED

FOR THE PETITIONERS:

Ex.P1 Original invitation card.
Ex.P2 Joint photographs of the petitioners.
Ex.P3 Memorandum of understanding.

Sd/-
PRL. SENIOR CIVIL JUDGE,
KARIMNAGAR.

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