

IN THE COURT OF THE SENIOR CIVIL JUDGE AT VIZIANAGARAM.

Present:- Smt. B.H.V. Laxmi Kumari,
Principal Civil Judge (Senior Division),
Vizianagaram.

Friday, the 24th day of April, 2026

H.M.O.P. No.25/2026

Between:-

Palledu Deepthi, W/o.Gongada Gowrisankara Rao, aged about 40 years, Hindu, Household duties, residing at Apartment-4, 205, Miracle City, Munjeru Village, Bhogapuram Mandal, Vizianagaram District. Aadhar No.8028 8348 1209.

... Petitioner.

And:

Gongada Gowrisankara Rao, S/o.Gumpaswamy, aged about 45 years, Hindu, residing at Dalaipeta village, Merangi Centre, High School Street, Kurupam, Pin 535524.

... Respondent.

This petition is coming before me in the presence of Sri U.Ravi Sankar and Smt.S.Archana, Advocates for the petitioner and the respondent in person and having stood over for consideration this court delivered the following:-

ORDER

1. This is the petition filed by the petitioner/Wife under Section 13(1)(ia)(ib) of Hindu Marriage Act for dissolution of marriage between the petitioner and the respondent.

2. The averments of the petition in brief are that the petitioner is the legally wedded wife of the respondent. The marriage in between them was performed on 17.12.2012 at the house of the respondent according to Hindu law and caste custom in vogue and the said marriage is a love marriage. Thereafter the same was registered with the Marriage Registrar, Parvatipuram Sub District on 18.01.2013. Even though the marriage is a love marriage, the respondent had received an amount of Rs.3,00,000/-

towards dowry from the parents of the petitioner by the time of registration of marriage. Immediately after the marriage, the petitioner joined the society of the respondent and set up residence at Hyderabad for some time where the respondent worked in a private company. After marriage, the respondent had revealed his real character and used to harass the petitioner in all ways by coming home in drunken state and beat the petitioner indiscriminately with his hands and legs. However, the petitioner bore the same that the things would change. The parents of the petitioner used to come to Hyderabad and provide the basic amenities to the petitioner and the respondent.

Whiles, the petitioner conceived and she came down to her parents house at Parvatipuram in the month of April, 2014 and she was blessed with a male baby who was named Varun on 25.06.2014. Within three months, ie., in the month of July, 2014, the respondent had also left his job at Hyderabad and came down to Parvatipuram. Since then the respondent has totally deserted the petitioner. The respondent joined in a coaching centre for teacher's training and set up residence at Parvatipuram and by that time also, the parents of the petitioner used to provide basic amenities and needs of the petitioner and the respondent. At that time the respondent used to come to the house once or twice in a month and failed to take the responsibility of the petitioner and her infant baby. With great difficulty, the petitioner had continued the marital tie till 2018. Thereafter, in order to provide education and better life to the infant baby, the petitioner had joined in Miracle Software systems, Bhogapuram and took a residence in that area and residing along with the infant baby. By that time the respondent used to come to house once or twice in a month.

Thereafter, in the year 2019, some people have come down to the house of the parents of the petitioner and enquired about the respondent in a "Girl Missing" case and on knowing the same, the petitioner has contacted them and through them, the petitioner came to know that the respondent had taken away a girl with him by saying love. On knowing the same, the petitioner was shocked and realized the reason as to why the respondent is living away from the petitioner. Immediately the petitioner gave report to Komarada Police station against the respondent and the police have registered case in Cr.No.117 of 2020 under Section 498-A IPC against the respondent and the same was numbered as C.C.No.543 of 2020. Later the respondent had made false promise that he will not maintain any extra marital relationship with any other woman and by believing his words the petitioner had withdrawn the case against him.

In fact, the respondent never saw the face of the the minor boy Varun who is now aged 12 years. In all these span of 13 years, since the marriage, the respondent never lived with the petitioner at least one year, which itself clearly shows about the demeanor of the respondent towards the petitioner and the minor boy. The respondent never provided the basic needs to the minor boy till now. The petitioner with great difficulty and with her hard earnings looking after the welfare of the minor boy. The respondent is leading his life all these 13 years by participating in elections for some time and thereafter without any specific avocation and without any responsibilities. At last in the month of December, 2023 the respondent came down to the house of the petitioner where she is at present residing and stayed there for a week and during that period also he beat the petitioner indiscriminately with hands and

legs and demanded money for his bad vices and whenever the petitioner expressed her inability, he behaved like a sadist and beat her. Thereafter, on 24.12.2023 the respondent left away the society of the petitioner and till now the respondent never came back nor see the welfare of the petitioner or the minor boy.

Since last one year some unknown persons have made phone calls to the petitioner by saying that they gave money to the respondent and could not repay the same and whenever the lenders demanded for money, the respondent used to give the mobile number of the petitioner to them. The respondent was totally addicted to all bad vices like womanizing, drinking etc. and the petitioner totally lost faith and confidence on the respondent and the petitioner have no hopes on him. In fact the respondent never played his role as husband towards the petitioner at any point of time nor as a father towards the minor boy in all these years. But however, the petitioner borne the same. She got married the respondent with utmost love and affection but the respondent did not have such concern. If the minor boy lives with the respondent definitely his future also will be spoiled. The respondent is not at all interested to live with the petitioner and to continue the marital tie. The petitioner has waited for considerable time, but the respondent did not come forward and thus having no other go the petitioner got filed the present application for dissolution of the marital tie.

The respondent had totally neglected the petitioner and all the efforts of the petitioner to continue the marital tie with the respondent became vain. As such the petitioner is no more interested to lead the conjugal life with the respondent since the respondent himself is not having any kind of affection to continue the same with the petitioner. The petitioner is residing separately

from the respondent since 24.12.2023 ie., since last more than two years. Hence this petition.

3. On registration of the petition, summons were ordered to the respondent. The respondent was present. At the request of both parties, this matter is referred to Mediation Center, DLSA, Vizianagaram, for conducting mediation. Accordingly, this matter is referred to the Mediation Center, DLSA, Vizianagaram. Thereafter, the Secretary -cum-Co-ordinator, Mediation Center, Vizianagaram, returned the record along with report dated: 24.4.2026 for passing judgment stating that the matter was settled before the Mediation Centre, Vizianagaram.

4. On perusal of the Agreement/Report of the mediator, it was averred as follows

"That the petitioner and the respondent are present along with their counsel and after mediation, the matter is settled before the Mediation Center on 24.4.2026 and both parties agreed for the settlement with the following terms and conditions:

1.Both the parties hereby mutually agreed to dissolve their marital tie that took place on 17.12.2012 and the same was duly registered with the marriage registrar, Parvatipuram Sub-District on 18.1.2013 by way of mutual consent.

2.The petitioner hereby agreed that she will not claim any kind of alimony or maintenance etc from the respondent in future.

3.The respondent hereby agreed to keep the custody of the minor boy Varun with the petitioner. Further, the respondent hereby agreed that he will not claim the custody of the minor boy from the petitioner till the minor boy attain majority.

5. After recording the above terms of compromise, they were read over and explained to both parties, and obtained the signatures of both parties along with their respective counsels, and the signature of the mediator on the agreement/report of the mediator.

6. After receipt of the record along with the agreement/report of mediation from the Secretary, DLSA, Vizianagaram, this court recorded the mediation report.

7. Having regard to the above circumstances and in view of the compromise entered into by the parties before Mediation Center, DLSA, Vizianagaram, this court is inclined to allow the petition by considering the Agreement/Report of the Mediator.

8. In the result, the petition is allowed in view of the compromise entered into between the petitioner and the respondent at the Mediation Center, DLSA, Vizianagaram, as follows:

1.Both the parties hereby mutually agreed to dissolve their marital tie that took place on 17.12.2012 and the same was duly registered with the marriage registrar, Parvatipuram Sub-District on 18.1.2013 by way of mutual consent.

2.The petitioner hereby agreed that she will not claim any kind of alimony or maintenance etc from the respondent in future.

3.The respondent hereby agreed to keep the custody of the minor boy Varun with the petitioner. Further, the respondent hereby agreed that he will not claim the custody of the minor boy from the petitioner till the minor boy attain majority.

The office is directed to annex copy of agreement/report of the Mediator dated 24.4.2026 of Mediation center, DLSA, Vizianagaram, to the decree.

Typed to my dictation by the Stenographer Grade-II (on deputation) directly on the computer, corrected, signed and pronounced by me in Open Court, on this the 24th day of April, 2026.

Sd/- B.H.V.Laxmi Kumari

Principal Civil Judge (Senior Division)
Vizianagaram

APPENDIX OF EVIDENCE
WITNESSES EXAMINED.

For Petitioner:-

For Respondent:-

(No evidence either oral or documentary adduced on either side)

Sd/- B.H.V.Laxmi Kumari

Principal Civil Judge (Senior Division)
Vizianagaram.