

**IN THE COURT OF THE PRINCIPAL DISTRICT AND
SESSIONS JUDGE, SANGAREDDY**

PRESENT: Sri S Sasidhar Reddy,
Principal District and Sessions Judge,
Sangareddy

WEDNESDAY, THE 7th DAY OF JUNE, 2023

D.O.P. No. 27 of 2022

Between:-

Mrs. Jeanette S Lartius, W/o: Ranjith Nair, Age: 42
years, Occ: Private Job, Present R/o: B 1103, Ozone
Heights, Osman Nagar, Tellapur, Sangareddy District
Permanent R/o: D-1707, Life Republic, Kolte Patil
Marunji, Mulshi Pune, Maharashtra - 411 057

... Petitioner No. 1

A N D

Mr. G. Ranjith, S/o: V. Gopalakrishnan Nair, Age: 42
years, Occ: ITES, R/o: Krishna Nivas, Near LMS LPS,
Odanavattom, Kottarakkara Kollam

... Petitioner No. 2

This O.P came up before me for final hearing on
07.06.2023 in the presence of **M/s. Shalini**, Counsel for the
Petitioners, having perused the material on record, having
heard the learned counsel for the petitioners and having
stood over for consideration till this day, this Court made
the following:-

ORDER

1. The petitioners filed the application under Section 28
of the Special Marriage Act, 1954. But in the pleadings it is
contended that the marriage between the petitioners took

place on 12.10.2012 as per Christian Rites and Customs.

The petitioners also filed Marriage Certificate issued by the Government of Karnataka under the Christian Marriage Act.

In the circumstances, the petition is filed under the wrong provision of law. However, considering that the marriage is shown to have been performed as per Christian Rites and Customs and Marriage Certificate was also issued, the petition is adjudicated under the provisions of the Divorce Act, 1869.

2. It is the case of the petitioners that they performed a registered marriage on 12.10.2012 with Marriage Officer for the District BTM Layout, Bangalore and later performed a social marriage at Colva Beach Church, Goa as per the Christian rites and customs. After the marriage petitioner No. 1 joined the company of petitioner No. 2 at his residence and lived together for couple of years. The marriage was consummated and out of their wedlock they were blessed with a baby girl named Myra on 23.08.2016. Thereafter differences arose between them and they were not able to live happily as such they have been living

separately since June, 2020. It is submitted that all the efforts put by the elders and parents of both sides to resolve the issue went in vain. There is no chance for reconciliation or reunion and their marriage has been irretrievably broken down and they have decided to settle the dispute by dissolving the marriage amicably. Therefore, they filed the petition for mutual divorce.

3. The petitioners examined themselves as P.Ws.1 and 2 and marked Exs.P1 to P9 in support of their case.

4. A perusal of the pleadings and the evidence filed by the petitioners shows that the petitioners had been married on 12.10.2012 and Marriage Certificate was issued in Ex.P8 by the Government of Karnataka.

5. The petitioners have stated that they have been living apart since June, 2020 and there is no scope for reconciliation between them and they wish to obtain divorce by mutual consent and the same is also expressed before this court in the form of affidavits and their evidence as P.Ws.1 and 2, after the statutory period has expired and therefore the petitioners agreed to dissolve their marriage by mutual consent.

Accordingly they have entered into Memorandum of Understanding-Ex.P9. In view of the above petitioner Nos. 1 and 2 have complied with all the requirements of Section 10-A of the Divorce Act, 1869 and there is no possibility of effecting any reconciliation between the petitioners.

6. In the result, the petition is allowed directing that the marriage between petitioner Nos. 1 and 2 be dissolved with effect from the date of decree. No order as to costs.

Typed to my Dictation by the Stenographer, corrected and pronounced by me in the open Court on this the 7th day of June, 2023.

Principal District and Sessions Judge
Sangareddy

APPENDIX OF EVIDENCE

No.of witnesses examined on behalf of

Petitioners

For Respondent

P.W.1: Mrs. Jeanette S Lartius
P.W.2: G. Ranjith

-None-

Documents marked on behalf of the Petitioners

Ex.P1: Marriage Card
Ex.P2: Wedding Photo
Ex.P3: Xerox copy of Birth Certificate of Child
Ex.P4: Copy of Aadhar Card of Petitioner No. 1
Ex.P5: Copy of Aadhar Card of Petitioner No. 2

Ex.P6: Copy of Rental Agreement

Ex.P7: Electricity Bill

Ex.P8: Marriage Certificate

Ex.P9: Memorandum of Understanding

Principal District and Sessions Judge
Sangareddy