

Mat Suit No.1058 of 2023
CNR No. WBHW0100 4883 2023
Present: Sonia Majumdar
District Judge, Howrah.
J.O. Code – WB01128

Order No. 06 dated 27.02.2025.

Today is fixed for appearance and hearing.

Both the petitioners are absent without taking any steps.

None appears on behalf of them on repeated calls.

It appears from the record that this matrimonial suit has been filed on 28.08.2023 praying for a decree of divorce on mutual consent U/s. 13(B) of the Hindu Marriage Act, but till date the matter is not heard finally. In view of the provision laid down in Section 13B(2) of the Hindu Marriage Act 1955, the case is to be heard within 18 months from the date of filing. As the case has exceeded the said period, the case is not maintainable at this stage. Accordingly, the instant Mat Suit filed U/s. 13B of the Hindu Marriage Act, 1955 is liable to be dismissed being infructuous.

Hence, it is,

O r d e r e d

that the Mat Suit be and the same is dismissed as the same is not maintainable being barred under Section 13B(2) of the Hindu Marriage Act, 1955 with a liberty to the parties to file the suit afresh.

Note in the relevant register.

Dictated & corrected by me.

D. J.

District Judge, Howrah.