

In the Court of the Ld. Addl. District Judge, 2nd Court, Durgapur,
Paschim Bardhaman

Matrimonial Suit No.698 of 2022 (R-1084)

CNR No.WBBD090016042022

Sumitra Dey @ BanikPetitioner No.1/wife

-And-

Rajib DeyPetitioner No.2/husband

Present : Sri Prashant Chowdhary (WB01487), Addl. District Judge,
2nd Court, Durgapur, Paschim Bardhaman

Order No.5 dated 17.07.2023

Record is put up by a put up petition on behalf of the petitioners.

Both the parties are present in Court. They also file their respective evidence in chief by swearing affidavit.

This suit being one for dissolution of marriage by a decree of divorce on mutual consent, I have made sincere effort to sort out their dispute and reconcile between them. But the petitioners are found not willing to live together any more as married couple and, therefore, the talk on reconciliation fails.

So, the suit is taken up for hearing. Both the petitioners are examined on oath. **The original marriage invitation card is marked as Exhibit-1.**

Heard Learned Advocates for both the petitioners. Perused the evidence-in-chief of the petitioners on affidavit. It appears that the petitioners are residing separately for more than one year. There is no chance of reconciliation or reunion between them. They have filed the application under section **13B of Hindu Marriage Act, 1955** voluntarily. The suit is not the result of any collusive act by and between the parties.

I am satisfied that no fraud, coercion or collusion is there in between the petitioners in filing this suit. In view of the above circumstances, I find no impediment to allow the prayer.

Court fees paid are sufficient.

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(Contd..)

Hence, it is,

ORDERED

that the **Mat. Suit No.698 of 2022 (R-1084) under section 13B of Hindu Marriage Act, 1955** be and the same is decreed on mutual consent.

The parties do get a decree of divorce on mutual consent and the marriage subsisting between the parties namely **Sumitra Dey @ Banik and Rajib Dey** solemnized on **29.01.2015** according to Hindu rites and custom stands dissolved by a decree of divorce on mutual consent and the marital tie between them do stand severed from the date of decree.

Dictated and corrected by me

Sd/- P. Chowdhary

ADJ, 2nd Court, Durgapur

Sd/- P. Chowdhary

Addl. District Judge, 2nd Court, Durgapur
(WB01487)