

MHRG040005482026



Received on : 23/01/2026
Registered on : 09/02/2026
Decided on : 12/03/2026
Duration : 00Ys. 01Ms. 20Ds.

IN THE COURT OF 3rd JT. CIVIL JUDGE S.D., PANVEL
AT :PANVEL
[Presided over by Rajshri M.Ganvir]

Marriage Petition No. 123/2026
EXH. No. /A

Petition for dissolution of Marriage Under
Section 13-B of the Hindu Marriage Act, 1955.

Adv. Rushikesh Kale - For Petitioner no. 1 & 2

JUDGMENT

(Delivered on this 12th day of March, 2026)

This petition is filed for divorce by mutual consent under section 13(B) of the Hindu Marriage Act, 1955.

2] It is contended by the petitioners that they are governed by Hindu rites, ritual and customs. The marriage between them was solemnized on dated 24/12/2024 at Shankar Temple, Khandeshwar.

3] It is contended that, due to differences of nature, and temperament between the petitioners, they could not amicably settle their matrimonial dispute in spite of the best efforts on their part and thus, they have decided to end their matrimonial ties. Accordingly, they are residing separately since 25/12/2024. The petitioners have no issue of the said wedlock. It is contended that they can not carry out matrimonial life peacefully and without any differences. In such circumstances, they have decided to end up matrimonial ties with mutual consent. Hence, the present application.

4] Petitioner no. 1 and 2 have filed application at Exh.9 for waiving six months period. The said period is hereby waived.

5] Points for determination along with my findings thereon are as under :

Sr. No.	<u>POINTS</u>	<u>FINDINGS</u>
1)	Whether the petitioners prove that they have not been able to live together for reasons mentioned in the petition and mutually agreed to dissolve the marriage?	Yes.
2)	Whether the petitioners prove that they are living separately for period 1 year or more before presentation of the petition?	Yes.
3)	Whether the petitioners are entitled for decree of divorce by mutual consent?	Yes.
4)	What order?	Petition is allowed.

REASONS

AS TO POINT NOS. 01 TO 04 :

6] The petitioner No.1 and 2 have filed their affidavit in the form of examination in chief vide Exh. 12 & 13. They have filed documents viz. Copy of Marriage certificate at (Exh.14), Marriage photograph at (Exh.15), Verified copy of aadhar card of petitioner no. 1 & 2 at (Exh.16 & 17), The petitioners have reiterated the contents of the petition.

7] The petitioners have deposed that they are living separately since 25/12/2024. In the circumstances, they are residing separately for more than one year on the day of presentation of the marriage petition.

8] Every endeavor to bring about a reconciliation between

the parties as required under Section 23(2) of The Hindu Marriage Act, 1955. However, the petitioners are firm on their stand to end matrimonial ties mutually. In nutshell, it is revealed that they have not been able to live together and that they have mutually agreed that the marriage should be dissolved. Thus, I answer point Nos. 1 to 3, in the affirmative and in answer to point No.4, I pass the following order.

ORDER

- 1] The petition is allowed.
- 2] The marriage between the petitioner no. 1 **Mrs. Divya Sahil Borate** and the petitioner no. 2 **Mr. Sahil Dattatray Borate** solemnized on dated 24/12/2024 is dissolved by decree of divorce by mutual consent, with effect from 12/03/2026.
- 3] Decree be drawn up accordingly.
- 4] Copy of the order be given free of cost to both the parties in compliance with the mandate of Section 23(4) of The Hindu Marriage Act, 1955.

Place :Panvel.
Date : 12/03/2026.

(Rajshri M. Ganvir)
3rd Jt. Civil Judge S.D.,Panvel.