


MHRG040007802026 	HMP No. 174/2026 Archita Shekhar Bhagat Vs Shekhar Jayvant Bhagat
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ORDER BELOW EXH.08

01. This application is filed by both the petitioners for waiver of statutory period of Six months to get the divorce by mutual consent u/s 13B of Hindu Marriage Act. This application is moved after one week of converting the main application in to application for divorce by mutual consent.

02. Heard learned counsel. Perused the record.

03. Record shows that the petitioners got married on 19/01/2025. Since 10/02/2025 they are residing separately from each other. They have filed present petition for mutual divorce. There is no possibility of reunion between them in future. They have settled all their disputes. Therefore, they prayed to waive cooling period of six months.

04. The Hon'ble Apex Court in case of **Amardeep Singh Vs. Harveen Kaur, reported in 2018(2) Mh.L.J. 24** has observed that the statutory period u/s 13B(2) of Hindu Marriage Act can be waived on certain conditions. In the present case, both the petitioners are residing separately 10/02/2025. Therefore, it appears that they have settled their dispute and decided to dissolve the marriage by mutual concent. Both the

petitioners are residing separately since last more than 1 year. Therefore, for the reasons assigned by the parties, this is a fit case to waive the statutory period u/s 13B(2) of Hindu Marriage Act. Hence, I proceed to pass following order.

ORDER

1. The application is allowed.
2. The statutory period of six months as contemplated in section 13B(2) of Hindu Marriage Act is hereby waived.

Date : 08/04/2026
Place : Panvel

(R.Y. Khandare)
5th Joint Civil Judge; Sr. Div,
Panvel.