

IN THE COURT OF DISTRICT MUNSIF CUM JUDICIAL MAGISTRATE, PALLAVARAM

PRESENT: Thiru.C.P.MULLAI VANAN, B.A.B.L.(Hon's),
District Munsif cum Judicial Magistrate, Pallavaram

Tuesday, 02nd day of June 2026

OS No:206/2025

CNR.No:TNCG10-000361-2025

Zubaitha Hashim Khan

--- Plaintiff

-Versus-

Shakeer

--- Defendant

This suit came up for final hearing on this day in the presence of advocate M/s.Abdul Karim, counsel appearing for Plaintiff, and M/s.A. Farook Ahamed, learned counsel for the defendant. Upon perusing the entire case records, on hearing both side arguments and having stood over for consideration till this date, this court delivers the following:-

JUDGMENT

1) Suit filed by the plaintiff seeking for the relief of a) declaration of Dissolve the marriage solemnized on 13.10.2024 at Surbhi Palace 200 Feet radial road, Pallavaram, Chennai 600 043. by (marriage Dissolution Deed) executed by Mubarath dated 27.10.2025 and for costs.

2) BRIEF AVERMENTS OF THE PLAINT IS AS FOLLOWS:-

2.1) The marriage between the plaintiff and defendant was solemnized on 13.10.2014 at Surabhi palace, Pallavaram as per muslim rights and cutoms and both of them were lived together at Chrompet and no children were born to them. Further due to differences of opinion between the plaintiff and defendant both them living separately from 09.03.2025 and they dont want

to continue their matrimonial life. The Plaintiff stated that the Plaintiff and the Defendant family members, Jamathars and well-wishers made efforts for reconciliation but since the relationship between the Plaintiff and the Defendant has reached an irretrievable state. Hence the Plaintiff and the Defendant mutually agreed to dissolve the marriage dated 13-10-2024 by way of mutual divorce known as MUBARAT (Marriage Dissolution Deed) on 27-10-2025.

2.2) The plaintiff humbly submits that, the defendant accepted the "Mubarat" and relieved the Plaintiff from matrimonial life by mutual consent. An agreement was entered between the Plaintiff and the Defendant on 27-10-2025. The mutual divorce Mubarat (Marriage Dissolution Deed) dated 27-10-2025 is valid as per Islamic law. The plaintiff submit that there is no collusion between her and the defendant. There is no delay in filing the suit for declaration. This is the first suit filed by the parties. No similar suits are filed or pending before any court. Hence, this suit.

3. BRIEF AVERMENTS OF THE WRITTEN STATEMENT IS AS FOLLOWS:-

3.1) The defendant stated that the Plaintiff and the Defendant were married on 13-10-2024 Surabhi Palace 200 Feet Radial Road, Pallavaram in Accordance With Islamic rites and customs. Both of them lived as husband and wife at Chromepet and out of said wedlock there are no children. There was no happy married life between the Plaintiff and Defendant. Due to differences of opinion between the Plaintiff and the Defendant they have been living separately from 09-03-2025 both of them do not want to continue their matrimonial relationship. The Defendant submits that Jewels, clothes, Seethana articles. Plaintiff already had taken her Jewels and clothes Seethana articles.

3.2) The Defendant and the Plaintiff family members, Jamathars and well-wishers made efforts for reconciliation but since the relationship between

the Plaintiff and the Defendant has reached an irretrievable state. Hence the Defendant and the Plaintiff mutually agreed to dissolve the marriage dated 13-10-2024 by way of mutual divorce as (Mubarat) through a (Marriage Dissolution Deed) Dated on 27-10-2025.

3.3) The defendant submitted that he is willing to submit to the decree of this court and therefore pray that the above suit may be decreed as prayed for by the plaintiff and thus rendered.

4) Evidence :-

On the side of plaintiff, the plaintiff Tmt.H. Zubaitha was examined as PW1 and Ex.A1 to Ex.A4 were marked and on the defendant side no witness were examined and no exhibits were marked.

5) Heard both side arguments. Records Perused.

6) The point to be determined is that whether this plaint is liable to be allowed or not?

7) It is the case of the plaintiff, that the marriage between the plaintiff and defendant was solemnized on 13.10.2024 at Surabhi palace, Pallavaram as per muslim rites and customs and due to above wedlock no child were born to them and due to misunderstanding the defendant and the plaintiff were living separately from 09.03.2025 and as per muslim personal law both the parties were mutually separated by way of executing deed of Mubarath on 27.10.2025 and the plaintiff filed this suit for the dissolution of marriage.

8) The plaintiff was examined as PW1 and marked Ex.A1 to Ex.A4. Ex.A1 which is the original Marriage invitation, Ex.A2 which is the original marriage photo, Ex.A3 which is the Aadhar card of the plaintiff original marriage certificate dated 08.12.2022, Ex.A4 which is the original Mubarath agreement dated 27.10.2025

9) Further the defendant has admitted the marriage solemnized between the plaintiff and defendant and admitted that no child was born to them and stated no

objection of the dissolution of marriage between the plaintiff and the defendant. The defendant was filed written statement and prays to pass submit to the decree. Considering the pleadings on both side and the admission made by both parties this court finds that the marriage between the plaintiff and defendant was dissolved as per the mubarath executed between them dated 27.10.2025. Since both parties to the suit were admitted the voluntary execution of mubarath would shows that the said mubarath agreement was executed by the plaintiff and defendant on free consent. The said mubarath also recognized as valid form of dissolving the muslim marriage as per the muslim personal law. Further the defendant also prays to pass submit decree in favour of the plaintiff.

10) Hence from the above discussion this court comes to the conclsnion that the marriage between the plaintiff and the defendant was dissolved vide execution of mubarath agreement dated 27.10.2025 and the same is valid in law.

11) In the result, this suit is allowed and decreed as follows:-

11.1) The marriage between the plaintiff and the defendant dated 13.10.2024 is dissolved as per mubarath dated 27.10.2025.

11.2) Considering the facts and circumstances of this case, both parties shall bear their own cost.

Dictated to the steno - typist and directly typed by him in computer and corrected and pronounced by me in the open court on this the 02nd June 2026.

Sd/-C.P. Mullai Vanan,
District Munsif cum,
Judicial Magistrate,
Pallavaram.

I) PLAINTIFFS SIDE WITNESSES :

PW1 H. Zubaitha.

I) PLAINTIFFS SIDE EXHIBITS:

S.No.	Exhibit	Date	Documents	Remarks
1	Ex.A1	13.10.2024	Marriage invitation	Original
2	Ex.A2		Marriage photo	Original o
3	Ex.A3		Aadhar identity card of plaintiff,	Photo copy
4	Ex.A4	27.10.2025	Mubarat.	Original

II) DEFENDANTS SIDE WITNESS : NIL**II) DEFENDANTS SIDE EXHIBITS: NIL**

Sd/-C.P. Mullai Vanan,
District Munsif cum
Judicial Magistrate
Pallavaram.

// True copy //

District Munsif cum
Judicial Magistrate
Pallavaram.

DM CUM JM, PALLAVARAM**Da Dated:02.06.2026.****O O.S.No.206/2025****Judgment Pronounced in open court**

In the result, this suit is allowed and decreed as follows:-

- 1) The marriage between the plaintiff and the defendant dated 13.10.2024 is dissolved as per mubarath dated 27.10.2025.
- 2) Considering the facts and circumstances of this case, both parties shall bear their own cost. Detailed judgment vide in separate sheet.

DM cum JM
PVM