

**IN THE COURT OF II ADDITIONAL DISTRICT & SESSIONS JUDGE - CUM - I ADDL
SESSIONS JUDGE-CUM- ADDITIONAL FAMILY COURT, MEDCHAL-MALKAJGIRI
DISTRICT AT MEDCHAL.**

PRESENT: SMT. G. BHANUMATHI,
II Addl. District. and Sessions Judge-
cum-II Addl.Family Court,
Medchal-Malkajgiri District at Medchal.

Dated this the 06 th day of March, 2026

FCOP.No. 317 of 2025

BETWEEN

1. Sri. Edulakanti Vinod Kumar Reddy, S/o. Edulakanti Raji Reddy, aged about 35 years, Occ: Software Engineer, R/o.H.No. 3-141, Mariyala Village, Bommaramam Mandal, Yadadri-Bhuvanagiri District. Presently Residing At # 14023, Chestnut, Dr. Apr E. Eden Prairie, MN, USA - 55347.
Rep. By his Natural Father and Special Power of Attorney Holder Sri. Edulakanti Raji Reddy, S/o. E. Rangareddy, aged about 59 years, Occ: Business, R/o.H.No. 3-141, Mariyala Village, Bommaramam Mandal, Yadadri-Bhuvanagiri District.
2. Smt. Kamsani Swathi, W/o. Edulakanti Vinod Kumar Reddy, aged about 28 years, Occ: Housewife, R/o.H.No. 42-268/1, Anjaiah Nagar, Jagadgirigutta, Quthbullapur Municipal Circle and Mandal, GHMC, Medchal-Malkajgiri District.

...Petitioners

This petition is coming on 27.02.2026 for disposal before me in the presence of **SRI. J. RAMA KRISHNA**, Advocate for Petitioner Nos. 1 and Petitioner No.2 and upon perusing of the material papers on record, upon hearing the arguments and having stood over for consideration to this day, the Court delivered the following :-

: O R D E R :

1. This petition is filed by the petitioners under Section 13-B of Hindu Marriage Act seeking the relief of dissolution of their marriage by way of granting divorce on mutual consent.
2. **The Case of the petitioners succinctly is as follows:-**
 - (i) The petitioner Nos.1 and 2 are the husband and wife respectively and their marriage was solemnized on 28.03.2024 at Nan

Convention Centre, Neeladri Aleap Circle, Pragathi Nagar, Bachupalli Mandal, Medchal-Malkajgiri District., as per Hindu Rites and Customs and also registered at with the Registrar of Hindu Marriages, Bhongir on 02.04.2024.

(ii) After their marriage, petitioner No 2 joined the conjugal society of the petitioner No.1 at 14023, Chestnut, Dr. Apr E.Eden Prairie, MN, USA - 55347. During their wedlock they were not blessed with children. Thereafter some disputes arose between the petitioners as such petitioner No.2 left the society of petitioner No.1 on 11.11.2024 and finally she came down to India. Subsequently several mediations took place but their efforts resulted in vain. The petitioners have been living separately and they have not been able to live together in view of disputes which arose between them and that they mutually agreed to dissolve their marriage by way of mutual consent.

(iii) It is submitted that the petitioners agreed to dissolve their marriage by way of mutual divorce and that petitioners agreed to take divorce and prayed to grant divorce.

3. Having registered the case, on 15-09-2025 and posted for appearance of both parties for compliance of statutory period of six months as envisaged under Section 13-B of Hindu Marriage Act. The matter was referred to Mandal Legal Services Authority, Medchal-Malkajgiri District at Medchal for mediation. The mediation efforts made by the Mandal Legal Services Authority, Medchal-Malkajgiri District at Medchal failed and the reconciliation efforts made by this court are also failed. As per the orders passed in IA.No. 947/2025 dated 30.12.2025 the remaining cooling period is waived.

4. In view of the judgment of **Hon'ble High Court for the State of**

Telangana in IA No.1 and 3 of 2019 in F.C.A.No.155 of 2017 decided on 16-10-2019, six months statutory period need not be observed. It was an appeal filed before the Hon'ble High Court against the judgment of Family Court dismissing the divorce petition in the said appeal. The parties in the said appeal filed an application for amendment of the petition as a petition for divorce by mutual consent and it was allowed by Hon'ble High Court and divorce was granted waiving the six months period considering the fact that the parties settled their dispute.

5. In **Amardeep Singh Vs Harveen Kaur (Civil Appeal No.11158 of 2017) decided by Hon'ble Apex Court on 12-09-2017**, it was held that six months period can be waived if the conditions mentioned in the same are satisfied. As the petitioners are living separately since 11.11.2024 considerable period and as original petition for divorce was filed and the court is of the considered opinion that the mandatory statutory period can be waived and divorce by mutual consent can be granted.
6. During the enquiry, Consent of the petitioner No.1 for taking his consent is order to be recorded through Webex in the presence of his Father/GPA/SPA holder is examined as PW2, the petitioner no. 2 is examined as PW1 and got marked Exs.P1 to P7.
7. Heard the learned counsel for the petitioners and perused the record.
8. Now, the points for consideration is :-
 - (1) **Whether the petitioners are entitled for decree for dissolution of their marriage by mutual consent as per Section 13-B of Hindu Marriage Act?**
 - (2) **To what relief ?**

Point No.1:-

9. To substantiate their contention, the petitioners relied on Exs. P1 to P7. As per the Exs.P1, Ex.P2, Ex.P3 which are the Marriage card, Marriage photographs and Marriage Certificate would show that the marriage of the petitioners was performed on 28.03.2024 at Nan Convention Centre, Neeladri Aleap Circle, Pragathi Nagar, Bachupalli Mandal, Medchal-Malkajgiri District. Ex.P4, P5 and P6 are the Aadhar cards of the petitioners Nos.1 and 2 and GPA/SPA of Petitioner No.1 would show their identity. Ex.P7 is Memorandum of Understanding Dt.09.09.2025 entered by the parties agreeing to dissolve their marriage by mutual consent by adhering to the terms and conditions therein.
10. The evidence of PW1 and 2 shows that the petitioners are living separately since 11.11.2024 and they have not been able to live together and there is no possibility of their living together and both parties agreed for mutual divorce voluntarily and they have been living separately since 11.11.2024 and they have been living separately even after filing of the petition. The entire material on record shows that, the petitioners decided to take divorce by mutual consent.

Point No.2:-

11. In the result, the petition is allowed. The marriage of the petitioners Nos.1 and 2 solemnized on 28.03.2024 at Nan Convention Centre, Neeladri Aleap Circle, Pragathi Nagar, Bachupalli Mandal, Medchal-Malkajgiri District., is hereby dissolved by way of decree of divorce by mutual consent with effect from 06.03.2026.

Typed to my dictation to Typist, corrected and pronounced by me in open court on this the 06 th day of March, 2026.

II Addl. District. and Sessions Judge-cum-
II Addl.Family Court,
Medchal-Malkajgiri District at Medchal.

APPENDIX OF EVIDENCE
WITNESSES EXAMINED

ON BEHALF OF THE PETITIONERS:

PW1: Smt. Kamsani Swathi (Petitioner No.2).

PW2: Sri. Edulakanti Vinod Kumar Reddy (Petitioner No.1).

EXHIBITS MARKED

ON BEHALF OF THE PETITIONERS:

Ex.P1: Wedding Card (Marriage Dt. 28.03.2024).

Ex.P2: Marriage Photographs.

Ex.P3: Marriage Certificate issuing Dt. 02.04.2024.

Ex.P4: Copy of Aadhar card of petitioner No.1.

Ex.P5: Copy of Aadhar card of petitioner No.2.

Ex.P6 is Copy of Aadhar Card of Petitioner No.1 GPA/SPA.

Ex.P7: Memorandum of Understanding Dt. 09.09.2025.

II Addl. District. and Sessions Judge-cum-
II Addl. Family Court,
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