

IN THE COURT OF THE PRINCIPAL DISTRICT JUDGE, THANJAVUR.

PRESENT: **Thiru.P.Velmurugan, B.A., B.L.,**
Principal District Judge, Thanjavur.

Tuesday, the 28th day of April, 2026.
(Thiruvalluvarandu 2057 Sri Parabhava Varudam Chithirai Thingal 15th day)

Divorce Original Petition No.131/2025

CNR No:TNTJ01 007622 2025

1) Raveendhiran

2) Delphiya

...

Petitioners

Versus

None

...

Respondent

This Divorce Original Petition has come up before me for final hearing on 21.04.2026, in the presence of Mr.V. Hariharan, Learned Advocate appearing for the Petitioners and upon hearing the arguments on the side of the petitioners and upon perusing the oral and documentary evidence of the petitioners and having stood over for consideration till date, this Court passed the following...

ORDER

1) This Divorce Original Petition has been filed by the petitioners under Section 10A of the Divorce Act, 1869, as amended by Act 51/2001, seeking a decree of divorce by mutual consent, thereby dissolving their marriage solemnized on 21.01.2021 as per Christian rites and customs at Surya Mahal, Vivekanandhar Nagar,

Kumbakonam Post and Taluk, Thanjavur – 612 001.

2) **Brief averments in the petition are as follows:**

2.1) The marriage of the petitioners was solemnized on 21.01.2021 as per Christian customs and rites prevalent in the Catholic community at Surya Mahal, Vivekanandhar Nagar, Kumbakonam Post & Taluk, Thanjavur District. Subsequent to the marriage, the petitioners lived together as husband and wife in the residence of the 2nd petitioner at Marudanallur, Kumbakonam Taluk, Thanjavur District.

2.2) Out of their wedlock, a male child named Samjason was born on 27.03.2022. Thereafter, the marital life between the petitioners was initially cordial, but later serious differences and misunderstandings arose between them even in trivial matters.

2.3) Despite efforts by the petitioners and intervention by their family members and well-wishers to resolve the disputes, the same could not be settled. Consequently, the petitioners have been living separately since 05.10.2024, and there is no cohabitation between them thereafter. The efforts for reunion ended in failure. The marriage has irretrievably broken down and there is no possibility of their living together in future.

2.4) Both the petitioners have mutually exchanged the articles and belongings given during and after the marriage, and neither has any claim against the other. No amount has been paid by the first petitioner to the second petitioner towards

permanent alimony or maintenance, either present or future, and the second petitioner has agreed that she shall not claim any such alimony or maintenance in future. Hence, both the petitioners have mutually decided to dissolve their marriage by mutual consent.

3) To prove the case of the petitioners, both the petitioners examined themselves as PW-1 and PW-2 respectively, and the marriage invitation, Family Photo, marriage certificate issued by Kumbakonam Jesus is Alive Freedom Fellowship, Minor Samjeyson Birth Certificate Computer Copy, xerox copies of the Aadhaar cards of the petitioners and Mediation Report, Thanjavur were marked as Ex.P1 to Ex.P6 respectively.

4) Point for consideration in this petition is that

Whether the petitioners are entitled for a relief of consent divorce as prayed for?

5) Heard. Perused the records.

6) Upon consideration of the pleadings and evidence, it is revealed that the marriage between the petitioners was solemnized on 21.01.2021 and they lived together as husband and wife and out of which a male child was born on 27.03.2022. The same have been established through Ex.P1 marriage invitation, Ex.P2 family photograph, Ex.P3 marriage certificate, Ex.P4 computerized copy of the birth certificate of the minor child, and Ex.P5 xerox copies of Aadhaar cards of the petitioners.

7) It is further revealed that due to differences of opinion and misunderstandings, the petitioners have been living separately since 05.10.2024, and all efforts for reunion have failed. It is also evident that the petitioners have amicably settled all their claims, including the exchange of articles, and the second petitioner has waived any claim for past or future maintenance. Hence, both the petitioners have mutually decided to dissolve their marriage by mutual consent.

8) It is further revealed that, when the matter was referred to mediation, a settlement was arrived at between the parties, the terms of which are as follows:

8.1) Both parties have mutually agreed that the marriage solemnized between them on 21.01.2021 at Kumbakonam, Thanjavur, shall be dissolved by mutual consent.

8.2) Both parties have exchanged their articles and belongings given during and after the marriage and have no further claims against each other.

8.3) No amount has been paid by the first petitioner to the second petitioner towards permanent alimony or maintenance, either present or future, and the second petitioner has agreed not to claim the same in future.

8.4) The minor child shall remain in the care and custody of the second petitioner. The second petitioner has consented to permit the first petitioner to visit the child on two weekends in a month, between 10.00 a.m. and 8.00 p.m. on Saturdays and between 10.00 a.m. and 5.00 p.m. on Sundays, at a mutually convenient place.

8.5) Upon the child attaining the age of five years, the second petitioner has agreed to permit the child to stay with the first petitioner for a period of five days during the school annual holidays.

8.6) The first petitioner has agreed to pay a sum of Rs.3,000/- per month to the second petitioner towards the maintenance and welfare of the minor child and to bear 50% of the educational expenses. He has also agreed to invest Rs. 6,000/- per month in an SBI Mutual Fund in the name of the child.

8.7) The second petitioner has agreed to invest Rs. 4,125/- per month in a Postal Life Insurance policy and Rs. 52,000/- per annum in a Kotak scheme in the name of the minor child as beneficiary.

8.8) The PW1 and PW2 have also, in their respective evidence, affirmed the above terms of settlement. The said mediation report has been marked as Ex.P6.

9) In view of the evidence of PW1 and PW2 and the documentary evidence marked as Ex.P1 to Ex.P6, this Court is satisfied that the marital relationship, subsequent separation, and the mutual decision of the parties to dissolve the marriage stand clearly established. The terms of settlement arrived at between the parties are lawful, fair, and voluntary.

10) In these circumstances, this Court is satisfied that the requirements under Section 10A of the Divorce Act, 1869 are fulfilled. The petitioners have been living separately, have mutually agreed to dissolve the marriage, and their consent is free

from coercion or undue influence. Hence, this Court is inclined to allow this petition as prayed for. Thus, the point is answered accordingly.

11) In the result, this petition is allowed, granting a decree of divorce dissolving the marriage between the petitioners, which was solemnized on 21.01.2021 at Surya Mahal, Vivekanandhar Nagar, Kumbakonam Post and Taluk, Thanjavur, as per Christian rites and customs, by mutual consent under Section 10A of the Divorce Act, 1869, as amended by Act 51/2001. The mediation report marked as Ex.P6 shall form part of the decree.

This Order is dictated to Stenographer Grade-I of this Court, directly typed by her in Computer, corrected then and there and pronounced by me in open court, this the 28th day of April, 2026.

Principal District Judge,
Thanjavur.

Witness examined on the side of the petitioners:

- 1 PW1 Raveendhiran, S/o. Muthu. (1st Petitioner)
- 2 PW2 Delphiya, W/o.Raveendhiran D/o Mohanjayaraj (2nd petitioner)

Documents marked on the side of the petitioners:

- | | | |
|-------|------------|--|
| Ex.P1 | 21.01.2021 | Original Marriage Invitation. |
| Ex.P2 | -- | Original Family Photo |
| Ex.P3 | 21.01.2021 | Original Marriage certificate issued by the Marriage Registrar, Apostolic Gospel Church, Thammampatty, Salem Dt. |

- Ex.P4 04.05.2022 Computerized Copy of birth certificate of Minor Sam Jason, born on 27.03.2022.
- Ex.P5 -- Xerox copies of Aadhar cards of the petitioners.
(Compared with original)
- Ex.P6 15.04.2026 Mediation Report, Thanjavur.

PDJ

Draft / Fair Order in
IDOP No.131/2025
PDJ Court, Thanjavur
Dated : 28.04.2026