

**IN THE COURT OF THE PRL. SENIOR CIVIL JUDGE
AT:: MAHABUBNAGAR**

PRESENT: SRI.V.ESHWARAIAH,
PRL. SENIOR CIVIL JUDGE,
MAHABUBNAGAR.

MONDAY, THIS THE 02ND DAY OF MARCH, 2026.

H.M.OP No.106 of 2025

BETWEEN:-

N.Ravi Kiran, S/o.N.Babu Rao, aged: 40 years, Occ: Private Employee,
R/o.H.No.5-43/D, Rai Durg, Shaikpet, Hyderabad. Presently Residing at
H.No.31-165/5/A, Backside Devi Theater, Gourishankar Colony,
Jadcherla, Mahabubnagar District, Telangana State.

... PETITIONER

AND

Smt.N.Sireesha @ Lankapalli Sireesha, W/o.N.Ravi Kiran,
aged: 35 years, Occ: Housewife, R/o.H.No.6-32, Movva, VTC Movva,
Krishna District, Andhra Pradesh.

... RESPONDENT

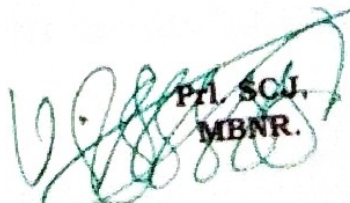
This petition came up before me for final hearing on 25.02.2026 in the presence of **Sri.M.Madhusudhan Reddy**, Advocate the learned counsel for the **Petitioner**, and the **Respondent** is remained **set ex-parte**, and having stood over for the matter consideration till this day, this court made the following:-

: ORDER :

1. This petition is filed U/Sec.9 of the Hindu Marriage Act, 1955 for Restitution of Conjugal Rights, by directing the Respondent to join the company of the Petitioner and for costs of the petition.

2. The brief averments in the petition are as under:-

(i) That the petitioner and the respondent are the legally wedded husband and wife and their marriage was solemnized on 23.10.2015 at


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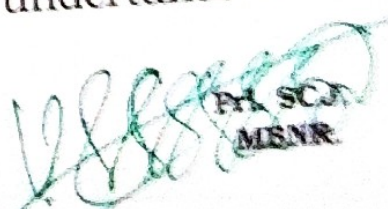
Shri Mandava Janaki Ramaiah Sulochana Kshetriya Kaiyana
at Movva Village of Krishna District as per the customs and traditions
prevailing in their caste under Hindu Marriage Act. The marriage
between the petitioner and the respondent was arranged marriage and
there is no demand or existence of any dowry. Soon after the marriage,
the respondent joined with the company of the petitioner at his house at
Rai Durg, Shaikpet, Hyderabad and lead happy marital life for (05) five
years only. During the wedlock they were blessed with one female child
namely N.Janvi, on 03.12.2016. Thereafter, the respondent subjected the
petitioner to physical and mental cruelty, neglected her matrimonial
obligations, failed to discharge household responsibilities and frequently
picked quarrels with petitioner without any justifiable cause. She also
habitually deserted the matrimonial home and stayed at her parental
house at Movva without any valid or sufficient reason. The petitioner
submits that he has never demanded any dowry, property, or monetary
consideration from the respondent or her parents and he always treated
the respondent's parents with due respect and care, never caused any
inconvenience or hardship to them and consistently maintained cordial
and harmonious relations with her family members.

(ii) It is submitted that after the birth of the child, the respondent
used to harass the petitioner and his old aged mother and his old aged

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mother is suffering with heart, kidney and lung ailments and she was frequently hospitalized. The respondent failed to extend any care or support to the petitioner and his ailing mother. On 01.06.2022, the respondent left the matrimonial home without giving any intimation to the petitioner and took the original land and house documents along with 20 tulas of gold ornaments along with her. At present, the petitioner is working as a private employee in a pharmaceutical company at Jadcherla, Mahabubnagar District. Despite repeated requests made by the petitioner over phone to resume cohabitation, the respondent refused and blocked his contact number. On 14.01.2024, the petitioner along with elders, went to the respondent's parental house at Movva and requested the respondent to return to the matrimonial home, but she refused to resume marital life with him. Due to the acts of the respondent, their minor daughter's studies have been affected. The petitioner made sincere efforts to reconcile for the sake of the child's future, but the respondent did not respond positively. The petitioner's mother died on 21.03.2025 due to illness and the respondent informed the same to the petitioner, but she did not attend the funeral and any related ceremonies.

(iii) The petitioner submits that he has great love, affection, and respect for the respondent and the minor child, and undertakes to take


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care of them with utmost responsibility. Despite the mental and physical cruelty and humiliation caused by the respondent, the petitioner is still willing and ready to resume cohabitation and lead a peaceful matrimonial life with her. However, the respondent has consistently refused to rejoin the petitioner despite repeated requests and mediation efforts. Hence, the petition.

3. The respondent refused to take notice from this court, as such it is deemed to have been duly served the notice on the respondent and the respondent is called absented. No representation. Hence, the respondent is made set exparte on 31.12.2025.

4. To prove the case of the petitioner, the petitioner filed his chief examination evidence affidavit as PW-1 and got marked the documents under Exs.P1 to P5 on his behalf.

5. Heard, the petitioner as well as his counsel and perused the record.

6. **Now the point for consideration is:-**

(1) Whether the Petitioner is entitled for the relief of Restitution of Conjugal Rights against the Respondent as prayed for?

(2) To what relief?

7. **POINTS No.1:-** In order to prove the case of the petitioner, the petitioner himself examined as PW-1 and he filed his chief examination

affidavit by reiterating the petition pleadings once again. Apart from the oral evidence of the PW-1, the petitioner also produced the documentary evidence under Exs.P1 to P5. The **Ex.P1**, is the Original Marriage Wedding Card of the Petitioner and the Respondent, dated 23.10.2015. The **Ex.P2**, is the Copy of Aadhaar Card of the Petitioner. The **Ex.P3**, is the Office Copy of Legal Notice, dated 28.02.2025. The **Ex.P4**, is the Postal Receipt, dated 28.02.2025 and the **Ex.P5**, is the Returned Postal Envelop Cover.

8. In a suit for decree for Restitution of Conjugal Rights, the petitioner need to prove that;

- (i) The opposite party withdrawn from the society of the petitioner and;*
- (ii) Such withdrawn is unjustified.*

9. Basing on the unchallenged oral and documentary evidence of the PW-1, this court came to conclusion that the petitioner and respondent are legally wedded wife and husband as per Ex.P1. It is the specific case of the petitioner that the respondent, without any justifiable cause, developed indifferent behavior, neglected her matrimonial obligations, subjected the petitioner to mental and physical cruelty and upon the demise of the mother of the petitioner on 21.03.2025, the respondent did not attend the funeral or related ceremonies, which caused him deep mental agony, and several times the respondent left the company of the

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petitioner without any cause and reason and started to live with her parents, as such, the petitioner and along with elders several times went to the parental house of the respondent and requested the respondent to join with the company of the petitioner, but the respondent did not join the company of the respondent. Then, the petitioner got issued Legal Notice under Ex.A3. After receiving the legal notice also the respondent did not join the company of the petitioner for smooth conjugal life. The evidence of PW-1 established and proved that the respondent intentionally and willfully staying separately from the petitioner and not willing to join his company without any valid reason and withdrawn from the conjugal relationship. This proves that the separation was not due to any fault or misconduct on the part of the petitioner or any significant issues that would justify the refusal to restore the conjugal life. Therefore, for the reasons stated above this court is of the opinion that it is a fit case to grant decree for Restitution of Conjugal Rights in favour of the petitioner as prayed for. Accordingly, the point Nos.1 and 2 are answered in favour of the petitioner.

10. **In the result**, the petition is allowed by granting decree in favour of the petitioner and directing the respondent to join with society of the

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petitioner within two months from the date of this order and joint conjugal life. No order as to costs.

Typed to my dictation by the Stenographer G.H., examined and pronounced by me in the open Court, this the 02nd day of March, 2026.


PRL SENIOR CIVIL JUDGE,
MAHABUBNAGAR.

APPENDIX OF EVIDENCE
WITNESSES EXAMINED

FOR THE PETITIONER:-

FOR THE RESPONDENT:-

PW-1: N.Ravi Kiran

-Nil-

EXHIBITS MARKED

FOR THE PETITIONER:-

- Ex.P1:** Original Marriage Wedding Card, dated 23.10.2015.
- Ex.P2:** Copy of Aadhaar Card of the Petitioner.
- Ex.P3:** Office Copy of Legal Notice, dated 28.02.2025.
- Ex.P4:** Postal Receipt, dated 28.02.2025.
- Ex.P5:** Returned Postal Envelop Cover.

FOR THE RESPONDENT:-

-Nil-


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MAHABUBNAGAR.