

Present :-Sri Pradip Kumar Adhikary
JO Code (UID No.) WB916
CNR No. 1000 2048 2022
Mat-149/22
(Registration number)
Mat-576/22

Order No. 11 dated 07.05.24

Today is fixed for argument.

Heard argument.

The case record is taken up for passing order.

Both the petitioner no.1 Mili Ari is present by filing hazira and petitioner no.2 Gobinda Das files lawyer's hazira and their engaged lawyers are also present.

Both the petitioners have filed their respective examination-in-chief on affidavit and they have also examined as P.W.-1 and P.W.-2 respectively.

Petitioner no. 1 and petitioner no. 2 are the wife and husband by relation, whose marriage was solemnized on 09.05.2020 according to Hindu Rites and Customs. After marriage the parties started leading happy conjugal life and out of their wedlock a female child was born. Thereafter the dispute arose between them because of difference of taste, opinion and culture and it was increased day by day. The said dispute could not be reconciled by their well wishers and relatives. Hence, the instant suit u/s. 13B of Hindu Marriage Act is filed with a prayer for granting divorce on mutual consent.

This case was filed on 03.11.22 and now comes up for hearing on 07.05.24. Considering the facts and circumstances of this case, the petition for divorce and the evidence adduced by the parties it appears that due to their dispute arose between them because of difference of taste, opinion and culture and it was increased day by day parties are unable to live together and they are residing separately on and from 03.09.21. In view of the deteriorating conjugal relation, they ultimately decided to terminate such relationship by praying for mutual divorce and accordingly filed this application u/s-13B of Hindu Marriage Act by their respective Lawyers.

It is established through their respective unchallenged testimony on oath that their consent is free, voluntary and not obtained by exercising undue influence, fraud and coercion. As such the prayer of the petitioners should be allowed.

C.F paid is correct.

Hence , it is

O R D E R E D

that the application U/S. 13B of Hindu Marriage Act is hereby allowed.

The petitioners do get the decreed of divorce on mutual consent.

The marriage tie between petitioner no.1 Mili Ari and petitioner no.2 Gobinda Das which was solemnized on 09.05.2020 according to Hindu Rites and Customs is hereby dissolved from the date of this order.

Dictated & corrected
by me

Addl. District Judge
FTC-I, Basirhat

ADJ,FTC-I.