

In the Court of Additional District Judge, Fast Track Court, Kalna,
Purba Bardhaman

Present : Sri Anirban Ray, Addl. District Judge, FTC, Kalna, Purba Bardhaman
(J.O. Code-WB00829)

Mat Suit no. 277 of 2025 (CIS Regd No. 277 of 2025)

C.N.R. WBBD11-000480-2025

Petitioner / Husband..... Shantanu Debnath

--Versus--

O.P./ Wife..... Saraswati Debnath

{ u/s 13(1) (i) (ia)(ib) of Hindu Marriage Act 1955 }

Order No. 13 dated 25-06-2026

Petitioner files hazira.

Today is fixed for passing exparte order in connection
with this suit.

As per materials on record the suit was filed on 25-06-2025
u/s- 13 **(1) (i) (ia)(ib)** of Hindu Marriage Act by the Petitioner / husband
Shantanu Debnath against the OP/ wife Saraswati Debnath.

Summons of this case was duly served upon the OP, namely, Saraswati
Debnath; inspite of receiving summon the OP did not appear before this court,
accordingly, as per order dated 18-12-2025 the suit is proceeding ex parte against
the OP.

To substantiate the case of the petitioner examined
himself as P.W.-1 and other witness namely Prabir Shil is examined as PW-2,
no document is relied upon by the petitioner.

As per plaint, the petitioner and the OP got married on 09-03-2023 as per
Hindu Religious Rites and Customs at the paternal house of the petitioner. After
marriage the Petitioner/husband and the OP/wife entered their conjugal live at
the residence of the petitioner. The marriage was duly consummated. It is
alleged that the OP/wife and her family member started to inflict mental torture
upon the petitioner by claiming to stay at her paternal house at Ghargamai. On
16-06-2024 the OP left her matrimonial home with her all belongings, petitioner
tried his level best to take her back but she denied to return and refused to
resume conjugal life and permitted the petitioner to file a divorce case. Hence
the petitioner filed the instant suit on the ground of cruelty and desertion.

Perused the Written examination in chief and the evidence on dock of
the petitioner/husband as PW-1 and witnesses as PW-2. The same is in the tune
of the plaint.

The petitioner and other witness have corroborated the case in their
respective written examination in chief and their identity as per record is also established.

: 2 :

The petitioner preferred to file the present suit after passing of more than one year of their marriage.

The present suit is filed after one year of the date from which the parties are residing separately.

It is also established that the marriage of the parties is solemnized as per Hindu Rites and Customs and they are unable to reside together as husband and wife on the ground of cruelty and desertion. The marriage between the parties was solemnized within the jurisdiction of this Court and the petitioner is presently residing within the jurisdiction of this Court and so this Court have ample power to try the case.

There is no other issue before this Court to consider that the present suit is filed collusively by the parties.

In such circumstances there is nothing to disallow the prayer of the petitioner.

Court fees paid is correct.

Hence, it is,

O R D E R E D

that the Mat. Suit bearing No. 277 of 2025 filed u/s. 13 (1)(i)(ia) (ib) of the Hindu Marriage Act be and the same is decreed exparte. Accordingly the marriage between the petitioner **Shantanu Debnath** and the OP **Saraswati Debnath** solemnized on 09-03-2023 as per Hindu Rites & Customs is hereby dissolved by the decree of divorce on exparte.

The order shall take effect immediately.

True copies of this order be prepared simultaneously and B.C.-I is directed to supply true copies of the order to the parties against respective endorsement.

Dic. & Cor. by me,

Sd/-

Additional District Judge, FTC,
Kalna.

Sd/-

Additional District Judge, FTC,
Kalna.