

Mat Suit :443/2025

(CIS : Regn. Mat Suit-443/25)
(CNR : WBEM09000983-2025)

Smt. Tithi Chowdhury Ojha.....Petitioner.
Vs.
Sri Hemanta Chowdhury.....Respondent.

Order No. 11 dt. 12.03.2026

Today is fixed for ex-parte argument.

Petitioner is present by filing hazira.

Argument is heard in full.

The record is taken up for passing ex-parte order.

The fact of the case, in a nut-shell, is that the petitioner got married with the respondent following Hindu rites and customs on 20/07/2020 after observing Hindu rituals. After marriage, the petitioner went to her matrimonial house and started her conjugal life with the respondent as husband and wife. Due to consummation the petitioner gave birth one male child, namely, Trishan Chowdhury at that time. During the said marriage different gift articles like gold ornaments, furnitures, clothes, bedding, utensils and cash of Rs. 50,000/- were given to the respondent but the family members of the respondent were dissatisfied with the said dowry on account of inferior quality. So, they put pressure upon the petitioner to provide additional dowry articles. Due to failure to pay the additional dowry articles, the respondent and the in-laws members started to torture the petitioner both physically and mentally. Lastly, on 25/02/2023 the petitioner was driven out from her matrimonial house.

The cause of action of this suit arose when the petitioner was forcibly driven away from her nuptial house after being assaulted therein.

The petitioner, by filing this suit, has prayed for a decree of divorce after dissolution of marriage under section 13(1) (ia) & 13(1)(ib) of the Hindu Marriage Act., 1955.

Summon was duly sent to the respondent. Thereafter, the respondent appeared but did not contest the suit. Accordingly, the case is being heard ex-parte against the respondent.

The petitioner in order to substantiate the facts and allegation made out in the plaint adduced evidence. The petitioner, Smt. Tithi Chowdhury Ojha was examined as

PW-1. P.W.-1 deposed by filing affidavit-in-chief in corroboration to the pleading in the plaint. P.W.-2, Smt. Ruma Ojha corroborated the evidence given by P.W.-1.

After perusing the entire unchallenged oral evidence of the petitioner, this Court is of the considered view that the petitioner has successfully proved the ground for divorce as stated in the petition. As a result, the case of the petitioner succeeds ex-parte.

Hence, it is,

Ordered

that the Mat Suit No.443/2025 be and the same is allowed and decreed ex-parte against the respondent without cost. The marriage solemnized on 20/07/2020 between the petitioner, Smt. Tithi Chowdhury Ojha and respondent, Sri Hemanta Chowdhury stands dissolved by a decree of divorce on and from the date of passing this order as per the provision of section 13(1)(ia) & 13(1)(ib) of the Hindu Marriage Act, 1955.

Note in the trial Register, update the C.I.S. and upload the order.

Dictated & corrected by me.

Addl. District Judge,
F.T. 2nd Court, Contai.

Additional District Judge,
F.T. 2nd Court, Contai.
J.O. Code No. WB00989