

Mat Suit : 513/2025
CIS Reg. Mat Suit-513/25)
(CNR : WBEM09001121-2025)
Smt. Pratima Mondal Debnath..... Petitioner.
Vs.
Sri Satya Debnath.....Respondent.

Order No. 08 dt. 06.04.2026

Today is fixed for hearing of argument on ex-parte.

Petitioner is present by filing hazira through Ld. Advocate.

Argument is heard in full on behalf of the petitioner.

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 11/03/2020. After marriage, the petitioner went to her nuptial house and started her conjugal life with the respondent as husband and wife. Due to consummation the petitioner gave birth one male child, namely, Sudhkrishna Debnath. During the said marriage, different gift articles, gold ornaments and furnitures 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 created pressure upon the petitioner to provide additional dowry of Rs. 50,000/-. Due to failure to pay the additional dowry of Rs. 50,000/- the respondent and his family members started to torture the petitioner both physically and mentally. The respondent was habituated to drink alcohol and he used to assault the petitioner in drunken condition. The father of the petitioner held different salish but did not succeed. The respondent used to keep the petitioner in starvation and refused to share the bed. Ultimately, in the morning of 26/10/2021 the respondent, by abusing the petitioner in filthy and vulgar languages over the issue of her inability to prepare lunch in time, assaulted her. The respondent also took the plea of non-satisfaction of their claim of additional dowry. Then the respondent drove the petitioner out from her matrimonial house. The matter of dispute was tried to be settled amicably for a number of times but no fruitful result had come out.

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

The petitioner in order to substantiate the facts and allegation made out in the plaint adduced oral evidence. The petitioner, Smt. Pratima Mondal Debnath 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, Shri Prabhat Kumar Mandal corroborated the evidence given by P.W.-1.

The entire oral evidence of the petitioner stands unchallenged and is not discarded as the respondent has not cross-examined the witnesses adduced on behalf of the petitioner and the respondent did not adduce any evidence on his behalf.

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. 513/2025 be and the same is allowed and decreed ex-parte against the respondent without cost. The marriage solemnized on 11/03/2020 between the petitioner, Smt. Pratima Mondal Debnath and respondent, Sri Satya Debnath 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 and update the C.I.S.

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