

Smt. Moumita Das Vs. Sri Amit Biswas

Order No. 05 dated 17/08/2026

Today is fixed for hearing.

Both petitioner no. 1 and petitioner no. 2 are present in Court along with their Ld. Advocates and have filed hazirahs.

Before taking up the matter, this Court takes an endeavour to reconcile the dispute between the parties so that they may resume their conjugal life once again. However, the attempt of reconciliation fails and both parties decline to stay together.

The case is taken up for hearing.

Both sides filed their respective affidavits-in-chief. Petitioner No.1 and Petitioner No.2 are examined one after another as PW-1 and PW-2 respectively. The xerox copy of Aadhaar Card of petitioner no. 1 and xerox copy of birth certificate of her minor daughter namely Ankita Biswas are marked as Exhibit- 1 & Exhibit – 2 respectively. Similarly the xerox copy of Aadhaar Card of petitioner no. 2 is marked as Exhibit- 3.

Both parties have filed child custody/ parenting plan affidavit jointly as per the guidelines of the Hon'ble Court.

Heard the Ld. Advocates for both the parties. Considered.

This is a petition u/s 13B of the Hindu Marriage Act 1955 filed by the Petitioner No. 1 **Smt. Moumita Das** and Petitioner No. 2 **Sri Amit Biswas**, praying for dissolution of marriage by a decree of divorce.

Petitioner Nos. 1 & 2 have appeared today before this Court. The original petition u/s 13B of the Hindu Marriage Act, 1955 was filed on 27/10/2025. The second motion is taken up on expiry of the statutory period of six months after the date of presentation of the petition referred above. From the averments of the parties, it appears that both of them were living separately for a period of one year or more and they have not been able to live together and accordingly have mutually agreed to dissolve the marriage.

This Court is satisfied that a marriage has been solemnized between the parties and the averments made in the petition are true for passing a decree of divorce declaring the marriage to be dissolved with effect from the date of decree.

Hence, it is

ORDERED

That the Mat suit being no. 447 of 2025 be and the same is decreed on consent and disposed of.

The marriage solemnized between the petitioners namely **Smt. Moumita Das** and **Sri Amit Biswas** on 10/10/2022 is dissolved by a decree of divorce u/s 13B of Hindu Marriage Act, 1955.

Decree be drawn accordingly. Both parties are strictly directed to abide-by the child custody and parenting plan affidavit filed by them.

Dictated & Corrected by me,

Sd/-

Sd/-

Additional District Judge
(3rd Court), Chinsurah, Hooghly
WB00891

Additional District Judge
(3rd Court), Chinsurah, Hooghly
WB00891

Matrimonial Suit No. 447/ 2025
CNR - WBHG01-004111-2025

Later
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Two separate petitions have also been filed by both petitioner nos. 1 & 2 praying for return of their original Aadhaar Cards and birth certificate of their daughter which are kept in the record.

Perused the petition.

Prayer is considered and allowed.

Let the respective original Aadhaar Cards of both petitioner nos. 1 & 2 and the birth certificate of their minor daughter be returned to them after proper verification.

Sd/-

Additional District Judge
(3rd Court), Chinsurah, Hooghly
WB00891