

Matrimonial Suit No.496/2025
CNR No.WBHG010045392025

Smt. Sangita Das (Debnath) and Amit Das

Order No.6
Dated 31.07.2026

Both the petitioner No.1 and Petitioner No.2 are present in person. Today is fixed for hearing of the matrimonial suit. The record is taken up for hearing of the matrimonial suit.

The matrimonial suit was filed before the Ld. District Judge, Hooghly on 27.11.2025 and thereafter the same has been transferred to this court on 15.06.2026 for disposal.

This is an application under Section 28 of the Special Marriage Act, 1954 filed by the parties on 27.11.2025. The marriage in between the parties namely Smt. Sangita Das (Debnath) and Amit Das was solemnized on 02.01.2018 according to Special Marriage Act, 1954. Out of their wedlock, on 28.10.2021 one female issue was born namely Srija Das who is now five years old. The parties have not been able to live together due to estrangement, taste, habit, manner, behaviour and style of livelihood between them despite best efforts of the parties to adjust each other. They have been living separately since 20.07.2021 and there is no relation as husband and wife in between them. Both the parties are not willing to lead conjugal life as husband and wife. Both the parties now pray for divorce to dissolve their marriage. Both the parties filed their respective affidavit in chief. The Petitioner No.1 and 2 are examined as P.W.1 and P.W.2. Self-attested photo copy of Aadhaar Card of Petitioner No.1, original birth certificate of her child, notarial attested photocopy of marriage certificate are marked as Exhibit No.1, 2 and 3 respectively and self-attested photocopy of Aadhaar card of Petitioner No.2 is marked as Exhibit No.4.

Both the parties have also filed Standard Parenting Plan along with child custody affidavits with respect to their son Srija Das.

The materials on case record are perused carefully. There is no legal proceeding between the parties pending in any Court of Law in India even there is no connivance between the parties of this suit in instituting of this case. The mutual consent of the petitioner has not been obtained by force, fraud or undue influence. There is no chance of reconciliation between the parties. There is no collusion in between the parties to present this application. Subsequently, they filed the instant application under Section 28 of the Special Marriage Act, 1954 on 27.11.2025 before the Court of Ld. District Judge, Hooghly praying for divorce on mutual consent. The cause of action arose on and from 20.07.2021 when the parties started to live separately.

I think that there is no impediment to decree the suit.

Court Fee paid is sufficient.

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Hence, it is,

ORDERED

that the Matrimonial Suit being No.496/2025 be and the same is decreed on mutual consent. The marital tie in between Smt. Sangita Das (Debnath) and Sri Amit Das which was solemnized on 02.01.2018 under Special Marriage Act, 1954 is hereby dissolved by a decree of divorce on mutual consent with immediate effect under Section 28 of the Special Marriage Act, 1954.

The decree be drawn up accordingly.

Copies of this order be supplied to the parties at free of cost.

Dictated & corrected by me,

Sd/-
(Pijush Kanti Roy WB00647)
Additional District Judge,
F.T.C-I, Hooghly Sadar

Sd/-
(Pijush Kanti Roy WB00647)
Additional District Judge,
F.T.C-I, Hooghly Sadar

Later Order No.7
Dated 31.07.2026

Decree is drawn up. It is duly sealed and signed and kept with the record.

Sd/-
(Pijush Kanti Roy WB00647)
Additional District Judge,
F.T.C-I, Hooghly Sadar