

IN THE COURT OF THE ADDITIONAL DISTRICT JUDGE,
2nd FAST TRACK COURT, CHINSURAH, HOOGHLY.

PRESENT : Sri Debashis Santra,
Additional District Judge,
2nd Fast Track Court, Chinsurah,
District - Hooghly.
J.O. Code No. WB00955

Petitioner/Wife : Arpita Saha

Respondent/Husband :Vashkar Karmakar

(Under Sec. 27(1) of the Special Marriage Act)

Mat Suit No. 271/24

CNR No. WBHG01- WBHG010024852024

Order No. 17 Dated 20.07.26

Today is fixed for ex-parte order.

This is a case under Section 27(1) of the Special Marriage Act, 1954.

The Petitioner namely Arpita Saha is the wife and the respondent namely Vashkar Karmakar is his husband. Their marriage was performed on 31.12.2015 by registration under the Special Marriage Act, within the jurisdiction of this Court. After marriage the petitioner/wife went to her matrimonial home at the house of the respondent. They lived together as husband and wife and the marriage duly consummated. One male child Aarav Karmakar was born to her out of the marriage. Her in laws used to treat her with cruelty and wanted the respondent to marry some other lady where they can demand dowry. The respondent was also addicted to drinking liquor and used to beat the petitioner. The respondent never provided proper food and clothing to the petitioner. The respondent also developed illicit relationship with another lady. On 19.08.2024 the respondent came home in drunken condition and assaulted the petitioner. He thereafter he drove out the petitioner from his house. Since then the petitioner is residing at her paternal home. The minor child is in the custody of the petitioner and the respondent is not providing any money towards their maintenance. Finding no other alternative she had instituted the present case for dissolution of her marriage.

The notice was sent to the respondent by the court. The respondent appeared but did not contest the case. The case was ultimately fixed for *ex-parte* hearing.

The Petitioner, in order to prove his case has filed his deposition on Affidavit in terms of Order 18 Rule 4 of the CPC. The self attested copy of marriage registration certificate is marked as Exhibit -1.

I have gone through the petition as well as the evidence on record. It is obvious from the record that the instant case is not collusive and the unchallenged testimony of the petitioner clearly points out that she was subjected to cruelty at her matrimonial home by the respondent.

Going through the pleadings, evidence and the relevant law, this court finds and holds that this is a fit case where the marital relationship between the Petitioner and the respondent of this case should be dissolved.

Hence, it is

ORDERED

that the instant Matrimonial Suit be and the same is allowed *ex-parte* against the respondent.

The Petitioner/Wife namely Arpita Saha do get a decree of divorce under Section 27(1) of the Special Marriage Act, 1954.

The marriage registered on 31.12.2015 between Petitioner/ wife namely Arpita Saha and the respondent / husband namely Vashkar Karmakar under the Special Marriage Act, is hereby dissolved from the date of this order. Thus, the instant suit is disposed of *ex-parte*.

Let a copy of this order be supplied to the parties free of cost.

Dictated and Corrected by me:

**Additional District Judge,
2nd Fast Track Court, Chinsurah,
District – Hooghly**

**Additional District Judge
2nd Fast Track Court, Chinsurah,
District – Hooghly
(J.O Code W.B00955)**