

**In the Court of Additional District Judge,
4th Court, Malda.**

**Mat Suit No. 691/2024
CNR No.WBML0100-7370-2024**

**Present: Shri P.C.Karmakar (WB00651),
Addl. District Judge,
4th Court, Malda**

Order No.12 dated 06.06.2026

Petitioner files hazira through her Ld Advocate.

This day is fixed for exparte hearing.

Father of petitioner/wife **Sudipta Biswas Ghosal** namely Pradip Biswas tenders his examination in chief supported by affidavit in terms of Or.18, Rule 4 of the C.P. Code and deposed as PW2. His self attested xerox copy of Aadhaar card is marked as Ext-3. On 09.01.2026 petitioner/wife **Sudipta Biswas Ghosal** tendered her examination in chief supported by affidavit in terms of Or.18, Rule 4 of the C.P. Code and deposed as PW1 and original birth certificates of her two daughters have been marked as Ext-1 and Exbt-2 respectively.

The record is taken up for passing exparte order.

This is a matrimonial Suit u/sec. 13 of Hindu Marriage Act, 1955.

The petitioner's case, in brief, is that the respondent **Bharat Ghosal** is her husband and their marriage was solemnized on 03.02.2006 as per provision of Hindu Rites and Customs. They resided together as husband and wife and in the said wedlock twin daughters namely Diyangshi (16 year) and Debangshi (16 years) were born. The respondent inflicted physical and mental torture upon the petitioner on demand of some money but the father of the petitioner could not fulfill the demand of money and ultimately the petitioner was compelled to take shelter in a hired dwelling house. The petitioner/wife has been living separately from the respondent/husband with her children for long time being deprived of the society of respondent /husband.

In support of her case, the petitioner/wife has examined herself as P.W.1 and her father was examined as PW2 in addition to filing their evidence in chief supported by affidavit. The respondent/husband appeared to contest the case but ultimately did not file W.S and the case was fixed for exparte hearing. On perusal of the evidence and materials on record it appears that the petitioner/wife has been living separately from the respondent/husband with her two daughters being deprived of the society of the respondent/husband. I am of the opinion that the petitioner/wife is entitled to get an ex-parte decree against the respondent/husband on the ground of cruelty.

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The Court Fee paid is correct.

Hence, it is,

O R D E R E D

That the **Matrimonial Suit No. 691/2024** be and the same is decreed ex-parte but without cost.

The petitioner/wife Sudipta Biswas Ghosal do get an ex-parte decree of divorce against the respondent/husband, **Bharat Ghosal** as per provision of **Section 13(1)(i-a) of Hindu Marriage Act, 1955** from the date of this order.

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

Note in the CIS and relevant register.

Dic.& corrected by me,

A.D.J, 4th Court, Malda.

A.D.J, 4th Court, .Malda