

ORDER SHEET
IN THE COURT OF THE ADDITIONAL DISTRICT JUDGE, CHANCHAL, MALDA

Matrimonial Suit No. 121/2025

CNR No. WBML050007302025 ;
Filing No. 141/2025 ; Regd. No. 121/2025

Present : Shri Joy Sankar Roy (J.O. Code- WB00858)
Additional District Judge, Chanchal, Malda

05

02-06-2026

This day is fixed for passing order of an application under section 13(B) of Hindu Marriage Act.

The petitioner/husband Jeet Das and the petitioner/wife Ismita Das file respective haziras through their respective Ld. Advocates.

Both of them already filed written evidence under Order 18 Rule 4 CPC.

Petitioner/husband Jeet Das has been examined as PW-1 under Order 18 Rule 5 C.P.C. Similarly Ismita Das being petitioner/wife has been examined as PW-2. The petitioner No. 2 produced Aadhar Card (copy of Aadhar card marked as Exhibit-A). The petitioner No. 1 produced Aadhar Card (copy of Aadhar card marked as Exhibit-1) and original marriage invitation card (original marriage invitation card marked as Exhibit-2) and birth certificate of their child (copy of the birth certificate marked as Exhibit-3)

Heard submission of Ld. Lawyer of both sides.

Perused the petition and other materials on record. Considered.

It appears from the record that an endeavour was made on 04-05-2026 for reconciliation but same was failed.

The case of the petitioners as reflected from the application under section 13(B) of Hindu Marriage Act, 1955 in short, is that Jeet Das married with Ismita Das as on 20-05-2020 according to Hindu rites and customs at the father's house of petitioner No. 2 Ismita Das within the jurisdiction of this Court and their marriage was duly consummated. After the marriage the petitioner No. 2 went to her matrimonial home and started living with the petitioner No. 1 as husband and wife, they have one female child out of their wedlock. After some time owing to the differences in temperament, habits, tests, thoughts and increasing incompatibility, the relationship between the petitioners deteriorated. Frequently quarrels resulted between them. Finally after very serious quarrel and in order to avoid further deterioration in relationship which might reflect on their families and friends, they separated themselves on and from 25-07-2024 and the petitioner No. 2 started living at her father's house and did not returned back. Thereafter both the petitioners have mutually agreed to dissolve their marriage tie ultimately finding no alternative way to come into conclusion of mutual divorce. Since the marriage, according to them is irretrievably broken and there is no chance of restoration of the said marriage, the instant application for divorce on mutual consent is filed.

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Cont...Order No. 05 dated 02-06-2026

Both the petitioners being wife and husband supported the statement made under oath and reiterated the same fact by corroborating their statements made in the application under section 13(B) of Hindu Marriage Act, 1955. I do not find any reason to disbelieve their statement. Accordingly, I am of the view that the marriage is broken down and as such, it is a fit case to pass an order under section 13(B) of Hindu Marriage Act, 1955.

CF paid is correct.

Hence, it is,

O R D E R E D

that the application filed by Jeet Das and Ismita Das under section 13(B) of Hindu Marriage Act, 1955 is allowed on consent. The marriage between them held on 20-05-2020 stands dissolved by a decree of divorce on mutual consent under section 13(B) of Hindu Marriage Act, 1955.

Decree be drawn up accordingly forthwith.

Dictated & corrected by me

Sd/-

A.D.J,Chanchal, Malda.

Sd/-

Additional District Judge, Chanchal, Malda.