

**IN THE COURT OF Ld. ADDITIONAL DISTRICT JUDGE**

**Nabadwip, District- Nadia**

**Mat Suit No.48 of 2026 (CIS No.48/2026)**

**CNR No.WBND05-000-068-2026, J.Code - WB00766**

**SIMA DAS .....Petitioner**

**Vs**

**RAMU DAS .....Respondent**

In the matter of an application u/s.13 of the Hindu Marriage Act, 1955.

**Order No.06, dated 30.07.2026**

The petitioner files hazira through Ld. Advocate. Today is fixed for Exparte hearing.

Petitioner has filed her examination in chief by way of affidavit. She is examined in full and discharged as PW1 and on her evidence photocopies of her Aadhaar Card and birth certificate of Shreyasi Das have been marked as Exbt.1 & Exbt.2 respectively.

Heard argument in full. Now the record is taken up for passing order.

The Petitioner **Sima Das** filed this suit against the Respondent/husband **Ramu Das** praying for divorce u/s 13 of the Hindu Marriage Act, 1955. The case of the petitioner to state in brief is that, she is legally married wife of the respondent and that her marriage had taken place on 27.01.2009 according to Hindu rites & customs at the paternal home of petitioner at Prachin Mayapur, Basakpara, P.S. Nabadwip, within jurisdiction of this court. After marriage petitioner started residing at her matrimonial home at Charmajdia, P.O. Charbrahmanagar, P.S. Nabadwip, Dist. Nadia. From their wedlock two female children, namely Shreyasi Das and Riya Das have born, who is presently residing with their mother. After their marriage respondent and his parents used to harass the petitioner regarding the inferior quality of gold ornaments, given by the father of the petitioner at the time of their marriage. The respondent and his family members also used to inflict mental torture upon the petitioner refraining her to talk or mix with the neighbours and also 'Debor' and 'Jaa' of petitioner used to abuse the petitioner in filthy languages. When the petitioner raised protest against such behaviour and activities, the respondent used to instruct the petitioner to keep herself mum. Being an employee of 'Ganjee Karkhana' the respondent used to return home at night in drunken state and used to inflict physical and mental torture upon the petitioner. The respondent used to treat the petitioner as maid servant and did not provide adequate food to the petitioner. The respondent also did not provide any household expenses and did not take any responsibility of their minor daughters. Lastly on 25.04.2024 at night the respondent threw abusive words towards the petitioner and told her that she should leave his house right now and on 26.04.2024 the petitioner left her matrimonial home along with her minor daughters and took shelter at her father's house. Since then she has been residing at her paternal home along with her minor daughters. Hence the petition.

**Contd...**

Respondent appeared but subsequently failed to take effective steps to contest the suit and as a result the suit was proceeded ex parte against him. The Petitioner by adducing evidence as PW1, has corroborated the versions of the plaint. On the contrary the respondent has not contested the suit.

I have heard the Ld. Advocate for the petitioner. From the entire evidence and materials on record, I am constrained to hold that the petitioner has established her case. The respondent did not contest the suit. I have no reason to disbelieve the unchallenged testimony of PW1. Photocopy of the birth certificate of the daughter of the petitioner established the matrimonial relationship in between petitioner & respondent. Through her unchallenged testimony, petitioner has able to established that petitioner was treated with cruelty by the respondent and she was deserted by the respondent. Thus, it is clear that the petitioner has successfully proved her case ex parte. As such she is entitled to the decree as prayed for.

CF paid is correct.

Hence, it is

**ordered**

**that the instant suit be and the same is decreed ex parte against the respondent but without any cost. The marriage between the petitioner and the respondent held on 27.01.2009 is hereby dissolved by decree of divorce u/s 13(1)(ia)(ib) of the Hindu Marriage Act, 1955 from this day of passing of this order.**

Dictated and corrected by me

Sd/-

ADJ, Nabadwip, Nadia

Sd/-

ADJ, Nabadwip, Nadia