

IN THE COURT OF LD. DISTRICT JUDGE, NORTH 24 PARGANAS, BARASAT

Mat. Suit No.2559 of 2025

Present :

Sukumar Ray (JO Code : WB-00590), District Judge, North 24-Parganas

Order No.02 dated 05.06.2026

1. Today is fixed for reconciliation and hearing.
2. Both parties are present by filing their respective haziras.
3. Ld. Advocates for both parties are present in the Court.
4. The instant suit being one for dissolution of marriage between the parties by a decree of divorce. I have made sincere to sort out the dispute and effect compromise between the parties, but in vain. In course of discussion with the parties, I feel that they are in no mood to effect the compromise and get the dispute reconcile. Hence, I am felt with no other alternative except to proceed with the hearing further.
5. Now, the suit is taken up for hearing in camera.
6. Petitioner No.1 and 2, namely, **Tukai Mitra and Payel Mitra Das** filed their respective examination-in-chief on affidavit. Petitioner No.1 and 2 have filed photocopies of their Aadhaar Cards. Let it be kept with the record.
7. Petitioners, namely **Tukai Mitra and Payel Mitra Das** are examined on oath as PW-1 and PW-2 respectively. The original Aadhaar Card produced by PW-1 is marked as Exhibit-P/1/PW-1 and the original Marriage Certificate is marked as Exhibit-P/2/PW-1 and the original Aadhaar Card produced by PW-2 is marked as Exhibit-P/3/PW-2 and both of the petitioners are discharged.
8. As pointed out earlier, this is a suit for dissolution of marriage between the parties by a decree on mutual consent under section 13B of the Hindu Marriage Act, 1955.
9. Petitioners' case is that petitioner No.1 had married the petitioner no.2 on **05.09.2017**. The marriage was solemnized according to Hindu rites and customs at 2 No. P.L. Camp, P.O. Haripur & P.S. Ashokenagar, PIN-743223. Dist. North 24 Parganas, West Bengal within the jurisdiction of this Court and the marriage was duly registered subsequently.
10. After marriage, the couple has been residing in the house of petitioner No.1 Vill. Kharao, P.O. Kumra Kashipur, P.S. Habra, PIN-743271, Dist. North 24 Parganas and their marriage was consummated and in the said wedlock, a female child was born who is presently living with petitioner no.2. It is recited that since after the said marriage, their relationship became sour because of misunderstanding and there was complete love-lost situation between the parties. They could not adjust each other and it was impossible for them to live together. Several attempts were made to reconcile the dispute between the parties by their well-wishers but in vain. Ultimately, since **10.10.2024** both the petitioners started living separately. There is no chance of reunion. Hence, they have decided to put an end to their marital relationship and as such, they have voluntarily filed a joint petition under section 13B of the Hindu

Marriage Act praying for dissolution of their marriage by a decree of divorce on mutual consent and there is no collusion between the parties in filing of this suit for seeking divorce.

11. Both PW-1 and PW-2 have supported their case as made in the petition under section 13B of the Hindu Marriage Act. I have gone through evidence adduced by the parties carefully and found nothing to disbelieve them. Thus, having considered the facts and circumstances as they emerge from the evidence discussed above, I am of the firm view that the marriage between the parties should be dissolved by a decree of divorce.

12. In the result, the suit succeeds.

13. The application is correctly stamped.

14. Hence,

o r d e r e d

that the suit (**Mat Suit No.2559 of 2025**) be and the same is decreed on mutual consent but without any order as regards costs.

15. The marriage between the parties to the suit, namely, **Tukai Mitra and Payel Mitra Das** solemnized on **05.09.2017** stands dissolved with immediate effect by a decree of divorce on mutual consent under section 13B of the Hindu Marriage Act.

16. Let a copy of this order along with a photocopy of the Marriage Certificate No.133/2018 dtd.25.09.2018 (Exhibit-P/2/PW-1), as submitted by the petitioners-spouses, be sent to the Marriage Officer Kamal Kumar Biswas, having office at Lakshmipul, P.S. Habra, Dist. North 24 Parganas, PIN-743234, West Bengal, for cancellation of the said certificate and for recording the fact of dissolution of the marriage of the petitioners-spouses in the concerned register(s).

17. Let a copy of this order be given to the parties free of cost in terms of section 23(4) of the Hindu Marriage Act.

Dictated & corrected,

Sd/-
District Judge,
North 24 Parganas

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District Judge,
North 24 Parganas