

**IN THE COURT OF THE ADDITIONAL DISTRICT JUDGE,
1ST COURT, ALIPORE, SOUTH 24-PARGANAS**

**Present : Rajesh Chakraborty (J.O. Code : WB00764)
ADJ, 1st Court, Alipore, South 24-Parganas**

Mat Suit No. 1716/ 2026

**Pampa Saha, D/O. Late Parimal Chandra Saha
residing at 8, Bakhrahat Road, P.S. Thakurpukur, Kol - 63.**

..... Petitioner No. 1

Vs.

**Rupak Saha, S/O. Ratan Kumar Saha
residing at 450(92)A, Pearapore Road, S.K. Bose Sarani, Shyam Colony,
P.S. Serampore, Dist. Hooghly. PIN- 712 223.**

..... Petitioner No.2

Order No. 03, dated 07.08.2026

Today is fixed for hearing.

Parties file hazira and are present along with their respective
Ld. Advocates.

Petitioners are examined and documents has been marked as
Ext. 1 to Ext.3.

Heard Ld. Advocates in full.

Perused. Considered.

The record is taken up now for passing order.

The petition filed U/s.13B of the Hindu Marriage Act, 1955 by
the petitioners Pampa Saha and Rupak Saha.

As per the petition, the marriage of the petitioners was
solemnized on 27.11.2005 as per customary Hindu rites and
ceremonies and their marriage was also registered date under Hindu
Marriage Act before the Marriage Registrar, Mousumi Chaudhuri on
01.12.2006. After marriage, the petitioners started their conjugal life
as husband and wife. Their marriage was duly consummated and in

the said wedlock one male child was born on 20.12.2007. But, with the passage of time, the relation between the husband and wife deteriorated and they faced problem in adjusting to the mental thinking, opinion and the standard of life leading and total incompatibility with each other. The parties eventually started living separately after few days of their marriage and all attempts for resolving the dispute and talks of negotiation failed and the parties are living separately since 25.03.2014. Ultimately the parties mutually agreed for dissolving their matrimonial relationship by way of mutual divorce by filing a petition U/s.13B of the Hindu Marriage Act.

In support of their petition both the petitioners were examined on dock. Petitioner No.1 Pampa Saha filed an affidavit-in-chief and is also examined on dock as P.W.1. She has filed the original Marriage Certificate as Ext.1 and photocopy of her Aadhar as Exhibit 2 (being verified with the original).

Petitioner No. 2 Rupak Saha has filed an affidavit in-chief and is examined on dock as P.W. 2. In support of his identity, he has filed the photocopy of Aadhaar card as Exhibit 3 (being verified with the original).

Section 13(B) of the Hindu Marriage Act deals with divorce by mutual consent on the ground that the parties to the marriage have been living separately for a period of one year or more and that they have not been able to live together as husband and wife and have mutually agreed that the marriage should be dissolved by a decree of divorce. Proviso (2) of Section 13B of Hindu Marriage Act provides for a statutory limitation of six months for passing a decree from the date of presentation of the petition referred above.

The instant Mat Suit was filed on 11.06.2026 and the same came up to this Court for hearing on 07.08.2026 and petitioner nos.1 & 2 both have been examined on dock this day.

The statutory limitation period of six months cooling off has already been waived by virtue of order No. 02 dated 29.07.2026 and on careful perusal of the petition as well as evidence of both the petitioner as P.W.1 and P.W.2 and the exhibited documents and examining them on dock, I am satisfied that the marriage has been solemnized between the parties and subsequent facts of disharmony, matrimonial dispute and irretrievable breakdown of marriage alleged to be true. As such it is a fit case to pass a decree for dissolution of marriage on mutual consent U/s.13B of Hindu Marriage Act.

Court Fee paid is sufficient.

Hence, it is,

ORDERED

that the Matrimonial Suit being No. 1716/2026 be and the same is decreed on mutual consent U/S.13B of the Hindu Marriage Act, 1955.

The marital tie in between Pampa Saha and Rupak Saha which was solemnized on 27.11.2005 and registered on 01.12.2006 according to Hindu rites and customs as well as Hindu Marriage Act is hereby dissolved by a decree of divorce on mutual consent with immediate effect i.e., from 07.08.2026.

Let the decree be drawn accordingly.

The instant Mat suit is, thus, disposed of.

Note in relevant Register and CIS.

Dictated & corrected by me

Additional District Judge,
1st Court, Alipore

Additional District Judge,
1st Court, Alipore