

In the Court of the Ld. District Judge, South 24-Parganas, Alipore

Matrimonial Suit No. 2359 of 2025 (R-2359)

Present : Smt. Monikuntala Roy (WB01088) District Judge (I/c), South 24-Pgs.

Mousumi Sen (Mukherjee).....Petitioner no.1/Wife

and

Tapan Sen.....Petitioner no.2/Husband

Order No. 02, dated 06.03.2026

Today is fixed for reconciliation i.d. hearing.

Both petitioner No.1 and petitioner No.2 are present in Court.

Learned Advocates for both sides are also present.

Before taking up the matter, this Court takes an endeavour to reconcile the dispute between the parties so that they may resume their conjugal life once again. However, the attempt of reconciliation fails.

The case record is taken up for hearing.

Both sides filed their affidavit-in-chief. Petitioner No.1 and petitioner No.2 are examined one after another.

Heard Learned Advocates for both the parties.

Considered.

Now, the case record is taken up for passing order.

This is an application under section 28 of the Special Marriage Act, 1954 filed by the Petitioner no.1 **Mousumi Sen (Mukherjee)** and Petitioner no.2 **Tapan Sen**, praying for dissolution of marriage by a decree of divorce.

Petitioners nos. 1 & 2 have appeared before this Court today. They have been examined as PW-1 and PW-2 in full. The original marriage registration certificate has been marked as **exhibit-1**.

The original application under section 28 of the Special Marriage Act, 1954 was filed on **08.08.2025**. The second motion is taken up on expiry of the statutory period of six months after the date of presentation of the petition referred above.

During inquiry, it appears that the parties to the suit are living separately for a period of one year or more and they have not been able to live together and accordingly, have mutually agreed to dissolve the marriage.

An attempt of reconciliation is made but failed.

This Court is satisfied that a marriage has been solemnized between the parties and the averments made in the petition are true for passing a decree of divorce declaring the marriage to be dissolved with effect from the date of decree.

Hence, it is

Ordered

that the suit be and the same is decreed on consent but without any order as to costs.

The marriage registered according to the Special Marriage Act, 1954 on **04.01.2009** and solemnised on the same day according to Hindu rites and customs between the petitioners namely, **Mousumi Sen (Mukherjee)** and **Tapan Sen** is dissolved by a decree of divorce under section 28 of the Special Marriage Act, 1954.

Decree be drawn up accordingly.

Dictated and corrected by me.

Sd/- Monikuntala Roy
District Judge (I/c)

Sd/- Monikuntala Roy
District Judge (I/c)
(JO Code : WB01088)