

In the court of the Additional District Judge F.T.C.II, Sealdah, 24- Parganas (South).

Mat Suit No.25/2025.

C. I. S Registration No.125/2025.

CNR No. WBSP07 001074 2025.

Present : Parna Bhattacharya,

A.D.J., F.T.C. II, Sealdah.

Mousumi Maity..... Petitioner No.1/Wife.

Versus

Partha Maity.....Petitioner No.2/Husband.

Order No.10, Dated – 16.04.2026.

Today is fixed for Hearing.

Parties file hajirah.

Perused the case record. Heard both sides.

The record is taken up for passing order.

This is the suit U/Sec.13B of the Hindu Marriage Act, 1955. Parties file the application conjointly praying for dissolution of their marriage on mutual consent.

Perused the evidence and other materials on record.

The marriage between the parties was solemnized on 26.10.2010 according to the Hindu Marriage Act, 1955. After marriage they resided together. Subsequently, disputes cropped up between the parties and they started to live separately from 27.11.2020. Several attempts were made to reconcile their disputes failed. As such the parties have preferred the instant application.

On perusal of the evidence on record it appears that petitioner no.2 resides within the jurisdiction of this Court and both the parties lastly resided together within the jurisdiction of this Court also, as such this court has assumed jurisdiction. It is also found that the parties are residing separately since 27.11.2020 and this suit has been filed on 28.03.2025 i.e. after a period of more than one year from the date of separation. It is also found from the evidence on record that the marriage between the parties was solemnized under this Act and that they have not been able to live together. From their evidence it appears that there is no collusion between them and they have mutually agreed to dissolve their marriage.

Contd.....Order No.10, Dated – 16.04.2026.

Having regard to the facts and circumstances of the case and the evidence of both the parties, it appears that a decree can be passed declaring the marriage to be dissolved with effect from the date of decree. All the more so when nothing is forthcoming that divorce on the ground of mutual consent has been sought when such consent has been obtained by force, fraud or undue influence.

Hence, it is,

ORDERED

that the Mat Suit No.25/2025 be and the same is decreed on mutual consent without cost. Parties do get a decree of divorce on mutual consent. The marriage between the parties solemnized on 26.10.2010 as per Hindu Marriage Act, 1955 stands dissolved by a decree of divorce on mutual consent. Marital ties between the parties stands dissolved from the date of decree. Let copies of this order be given to each of the parties free of cost.

Dictated & Corrected by me,

A.D.J FTC.II, Sealdah.

Additional District Judge
F.T.C.II, Sealdah

(JO Code:WB01015)