

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

Mat Suit No.40/2025

C. I. S Registration No.184/2025

CNR No. WBSP07 001501 2025

Present : Parna Bhattacharya

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

Akash Kumar Das.....Petitioner No.1/Husband.

Versus

Salini Gupta.....Petitioner No.2/Wife.

Order No.06, dated – 02.04.2026.

Today is fixed for appearance and hearing.

Parties file hajirah.

Reconciliation failed.

Thereafter, perused the case record. Heard both sides.

The record is taken up for passing order.

This is the suit U/Sec.28 of the Special Marriage Act, 1954. 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 has been registered on 14.12.2021 according to the Special Marriage Act, 1954. After marriage they resided together. Subsequently, disputes cropped up between the parties and they started to live separately from 14.12.2021. 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 the Petitioner No.1/husband resides within the jurisdiction of this Court and as such this Court has assumed jurisdiction. It is also found that the parties are residing separately since 14.12.2021 and this suit has been filed on 15.05.2025 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.

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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. Moreso, 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.40/2025 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 registered on 14.12.2021 as per Special Marriage Act, 1954 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)