

HIGH COURT OF ANDHRA PRADESH :: AMARAVATI

MAIN CASE: **C.M.A.No.241 of 2026**

PROCEEDING SHEET

SL. No.	DATE	ORDER	OFFICE NOTE
1.	27.4.2026	<u>RNT,J & BM,J</u> <u>C.M.A.No.241 of 2026</u> This appeal has been filed by the appellant/wife being aggrieved from the decree of divorce granted on the petition of the respondent/wife under Section 13(1)(ia) of the Hindu Marriage Act,1955, <i>vide</i> order and decree dated 24.02.2026, passed in H.M.O.P.No.61 of 2022 on the file of the Court of the learned Civil Judge (Senior Division), Kadiri. 2. Heard the learned counsel for the appellant. 3. Learned counsel for the appellant refers to paragraph No.7 of the judgment as also to the evidence of P.W.1 in cross-examination at page No.27, <i>inter alia</i>, submitting that, since the decree has been passed upon recording a finding of cruelty in favour of the respondent/husband so as to grant divorce, the judgment is not one passed on consent. He further submits that, even though it was reported on behalf of the appellant on 19.02.2026 that the respondent had no objection to grant of divorce to the petitioner, and even if the appellant had not adduced any evidence, even then the learned trial Court was required to consider the relevant portion of the cross-examination of P.W.1, which has not been considered.	(contd..)

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		3. The matter requires consideration. 4. Issue notice to the respondent. 5. In addition to the normal mode of service, the appellant is permitted to take out personal notice to the respondent by Registered Post and Acknowledgment Due and file proof of service in the Registry before the next date of listing. 6. List after Summer Vacation-2026. _____ RNT,J _____ BM,J RPD	

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