



IN THE VII ADDITIONAL PRINCIPAL FAMILY COURT AT CHENNAI

Thiru. G. Vijayakumar, B.Sc., L.L.M.,

VII Additional Principal Judge

VII Additional Family Court, Chennai

Monday, the 6th day of April 2026

O.P. No.638/2026

1. Balaji.P
2. Sathya.B

... Petitioners

This petition came up on 02.04.2026 before me for final hearing, in the presence of the petitioners and upon hearing both parties and on perusing the petition and other connected material papers on record and this petition having stood over for consideration till this date, this court today delivered the following:


ORDER

1. This petition has been filed by the petitioners for passing a decree of consent divorce under section 13-B of Hindu Marriage Act, 1955 for dissolving the marriage between the petitioners solemnized on 04.11.2005 at N.R.T.Makkal Madram and registered on 19.08.2010 as Sl. No.149/2010 before the Marriage Registrar, Theni.

2. THE BRIEF AVERMENTS IN THE PETITION ARE AS FOLLOWS :-

The marriage between the first and second petitioners was solemnized on 04.11.2005 at N.R.T.Makkal Madram as per the Hindu Rites and Customs and the same was registered on 19.08.2010 before the Marriage Registrar, Theni as Serial No. 149/2010. It was an arranged marriage. After marriage, the petitioners started their matrimonial life at the 1st petitioner's house. Out of the wed-lock, one female child namely Gayathri Devi was born to them. Due to misunderstanding, they are living separately from 08.06.2021 onwards. The efforts taken by both sides to continue the marital relationship were failed. There is no possibility for them to live together as husband and wife in future. The matrimonial life has resulted in failure

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and there is no possibility of reunion. Both the petitioners have decided to dissolve their marriage amicably by mutual consent. The 1st petitioner agreed to pay a sum of Rs.2,00,000/- towards full and final settlement to the 2nd petitioner and to deposit a sum of Rs.5,00,000/- in the name of their daughter for 5 years and to pay her college fees and also to pay Rs.1,34,500/- in 3 installments. The 1st petitioner has agreed to withdraw the O.P.No.3937/2024 filed by him against the 2nd petitioner. They have exchanged all their respective belongings and they shall not interfere with each others life in any manner and they have no claim of maintenance against each other. They have agreed that the child will be under the custody of the 2nd petitioner. The consent for mutual divorce has not been obtained by means of threat or coercion or force. Both parties have filed this petition together mutually agreeing that the marriage should be dissolved. Hence this petition for divorce by mutual consent.

3. The petitioners were examined as PW.1 and PW.2 and Ex.P1 to Ex.P5 were marked. The petitioners were heard.

4. Point for consideration:

Whether the petitioners are entitled for divorce by mutual consent ?

Answer for the Point:

5. This petition was presented on 28.01.2026 under 13-B of Hindu Marriage Act. The petition was adjourned to 29.07.2026 enabling the petitioners to undergo 6 months statutory waiting period as it is required under law.

6. In the meantime both the petitioners appeared before this court on 17.03.2026 along with a petition to advance the hearing and waiver petition. The petition to advance the hearing from 29.07.2026 was allowed on 17.03.2026 and the case was taken up for hearing. They have already attended mediation in O.P No.3937/2024 and the same ended in failure in respect of reunion. Further they have stated that the efforts taken by both sides to continue the marital relationship were failed. Hence, following the principles laid down by the Hon'ble Supreme Court of

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India in Amar Deep Singh Vs. Harveen Kaur, this Court was inclined to allow the waiver petition and the rest of the waiting period out of six months was waived.

The petitioners have consented for divorce and reiterated their stand for divorce.

7. In support of their second motion the 1st and 2nd petitioners were examined as PW1 and PW2 respectively and Ex.P1 to Ex.P5 were marked. Ex.P1 is the Marriage Photo, Ex.P2 is the Marriage Registration Certificate, Ex.P3 is the Marriage Invitation, Ex.P4 is the copy of the Aadhar Card of the 1st petitioner and Ex.P5 is the copy of the Aadhar Card of the 2nd petitioner. The parties reiterated their stand for divorce on their own volition.

8. In order to prove their marriage, Ex.P1/Marriage Photo, Ex.P2/Marriage Registration Certificate and Ex.P3/Marriage Invitation were filed, which prove their marriage.

9. The petitioners have stated that due to misunderstanding, they are living separately from 08.06.2021 onwards and the efforts taken by both sides to continue the marital relationship were failed and there is no possibility to live together as husband and wife in future and the matrimonial life has resulted in failure and there is no possibility of reunion and hence they decided to dissolve their marriage amicably by mutual consent.

10. They have further stated that the 1st petitioner paid a sum of Rs.2,00,000/- towards full and final settlement to the 2nd petitioner and made fixed deposit of Rs.5,00,000/- in the name of their daughter and they have agreed that the child will be under the custody of the 2nd petitioner. The 1st petitioner has withdrawn the O.P.No.3937/2024 filed by him against the 2nd petitioner and they have exchanged all their respective belongings and that they have no claim of maintenance against each other and they shall not interfere in each others life.

11. The petitioners have settled their issues amicably which is evident from the pleadings and the evidence of the petitioners. There is no meeting of minds between the parties and there is no scope for reunion. Hence this court arrives at a

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conclusion that grant of divorce by mutual consent would meet the ends of justice and this point is answered accordingly.

12. In the result, this petition is allowed and the marriage between the petitioners which was solemnized on 04.11.2005 at N.R.T.Makkal Madram and registered on 19.08.2010 as Sl. No. 149/2010 before the Marriage Registrar, Theni is dissolved by mutual consent and the decree of divorce is granted. No costs.

Dictated to the steno typist and directly typed her in the computer, corrected and pronounced by me in the Open Court on this 06th day of April 2026.

[Signature]
VII ADDITIONAL PRINCIPAL JUDGE

List of Witnesses examined on the side of the petitioners :

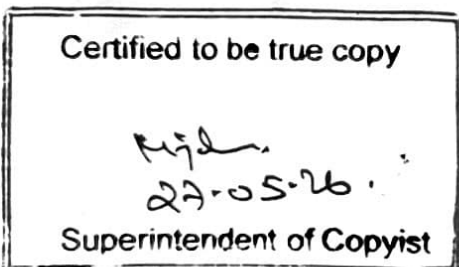
P.W1 P.Balaji
P.W2 B.Sathya

List of Exhibits marked on the side of the petitioners :

Ex.P1 - Marriage Photo
Ex.P2 - Marriage Registration Certificate
Ex.P3 - Marriage Invitation
Ex.P4 - Copy of the Aadhar Card of the 1st petitioner
Ex.P5 - Copy of the Aadhar Card of the 2nd petitioner

[Signature]
VII ADDITIONAL PRINCIPAL JUDGE

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IN THE VII ADDITIONAL PRINCIPAL FAMILY COURT AT CHENNAI

Thiru. G. Vijayakumar, B.Sc., L.L.M.,

VII Additional Principal Judge

VII Additional Family Court, Chennai

Monday, the 6th day of April 2026

O.P. No.638/2026

1. Balaji.P, S/o. Perumal, Hindu, aged about 51 years, residing at LA Melino F1, First floor, Old No.46, New No.34, Kapaleeswarar Temple opposite, Nadu Street, Mylapore, Chennai , Tamilnadu 600 004.
2. Sathya.B, D/o. Venkadesan, Hindu, aged about 41 years, residing at No.1, Anand Nagar, Near Water Tank, Maduranthakam, Kancheepuram, Tamilnadu – 603 306.

... Petitioners

DECREE

This petition has been filed by the petitioners for passing a decree of consent divorce under section 13-B of Hindu Marriage Act, 1955 for dissolving the marriage between the petitioners solemnized on 04.11.2005 at N.R.T.Makkal Madram and registered on 19.08.2010 as Sl. No.149/2010 before the Marriage Registrar, Theni.

This petition came up on 02.04.2026 before me for final hearing, in the presence of the petitioners and upon hearing both parties and on perusing the petition and other connected material papers on record and this petition having stood over for consideration till this date, this court doth order and decree as follows:

1. that this petition be and the same is hereby allowed.
2. that the marriage between the petitioners which was solemnized on 04.11.2005 at N.R.T.Makkal Madram and registered on 19.08.2010 as Sl. No. 149/2010 before the Marriage Registrar, Theni is dissolved by mutual consent and the decree of divorce is granted.

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3. that there be no costs.

Given under my hand and the seal of this court, this the 6th day of April 2026.

[Handwritten signature]

VII ADDITIONAL PRINCIPAL JUDGE

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Decree in

O.P.No.638/2026

Date: 06.04.2026

Certified to be true copy
[Signature]
27-05-26
Superintendent of Copyist

[Signature]
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FAMILY COURT CHENNAI

C.A. No. 4247/26 20
O.P. No. 638/26 20
Application made on 16/4/2026
Stamps called for on 25/5/2026
Stamp papers
deposited on 25/5/2026
Addl. stamps
called for on 20
Addl. stamp papers -
deposited on 20
Copy made Ready on 27/5/2026
Copy Delivered on 11/6/26 20

H. J. J.
Superintendent.