

**IN THE COURT OF THE VII ADDL.DISTRICT JUDGE, FAMILY COURT,
WEST GODAVARI, ELURU.**

**Present:- Smt. S.Sarada Devi
Judge, Family Court-cum-
VII Additional District Judge,
West Godavari, Eluru.**

Thursday, this the 12th day of July, 2018.

H.M.O.P.No. 1/2018

Between:

1. Polireddi Satyaveni @ Marisetti Satyaveni
2. Polireddi Chiranjeevi Manikanta

...Petitioners

And

Nil

... Respondent.

This petition is coming on today for final hearing before me in the presence of **Sri M.Suryanarayana, Advocate** for the petitioners and after having perused the material on record, this court delivered the following:

ORDER

1. The petitioners filed this petition under section 13 (B) of Hindu Marriage Act praying the Court to dissolve the marriage in between them by way of granting divorce by mutual consent.
2. **The case of the petitioners in brief is as follows:**

The petitioners got married on 14.03.2014 at Dwaraka Tirumala Kalyana Mandapam, Dwaraka Tirumala, according to Hindu rites and caste custom and their marriage was duly consummated. After the marriage, the petitioners lived together happily for some time and later some misunderstandings took place between the petitioners, and since then they are living separately. Further, the elders of petitioners tried to settle the matter but in vain and there is no possibility of their reunion. Both the petitioners agreed to live separately and they don't want to continue their marital life. Hence, the petition.

3. The matter was referred to mediation and received mediation report along with the terms of compromise with regard to payment of past and future maintenance and that both the parties are reluctant to live together.

4. Now the points for determination are

1. Whether the petitioners are entitled to seek the relief of dissolution of their marriage by mutual consent?

2. To what relief ?

5. The petitioners got themselves examined as PW.1 and PW.2 and exhibited Exs.A1 to A5 on their behalf.

6. Heard the learned counsel for the petitioners.

7. **Point No 1:** Both the petitioners reiterated their respective contentions during the course of their evidence and their evidence shows that they got married on 14.03.2014 at Dwaraka Tirumala Kalyana Mandapam, Dwaraka Tirumala, according to Hindu rites and caste custom and their marriage was duly consummated. They lived together as husband and wife for some time only. PWs.1 and 2 relied upon Ex.A1 – Compared copy of Aadhar card of 1st petitioner, Ex.A2- Wedding Car, Ex.A3- Marriage Photos, Ex.A4- compared copy of Aadhar card of 2nd petitioner, Ex.A5- identification certificate issued by Gazetted officer and thereby they proved their marriage and identity. Pws.1 and 2 deposed that their marriage was consummated and due to misunderstandings both of them have been living separately. They further deposed that their elders tried their level best for their reunion but their efforts turned futile. They also stated that they mutually agreed to get their marriage dissolved. Their evidence further shows that both of them agreed that they will not initiate any proceedings regarding their marriage. PW1 stated that P.W2 agreed to pay Rs.3,00,000/- to her, towards her permanent alimony including

past and future maintenance and accordingly on 01.12.2017, P.W.2 gave an amount of Rs.3,00,000/- to P.W.1 and that both of them agreed to live separately who have been living away from each other and that they don't want to continue their marital life. Even at the time of recording evidence also they stated that they do not want to live under the same roof who have been living separately from each other. Thus, there is no scope for them to live together in future. Therefore, the petitioners are entitled for the relief of dissolution of their marriage by way of divorce as prayed for.

8. **Point No.2**

In the result, the petition is allowed by dissolving the marriage between the petitioners dated 14.03.2014 by granting divorce on mutual consent.

Typed to my dictation by Stenographer, corrected and pronounced by me in the open court, this the 12th day of July, 2018.

Sd/- S.Sarada Devi

**Judge, Family Court-cum-
VII Additional District Judge,
West Godavari, Eluru.**

APPENDIX OF EVIDENCE
Witnesses Examined

For Petitioners:-

P.W.1: Polireddi Satyaveni @ Mariseti Satyaveni

P.W.2: Polireddi Chiranjeevi Manikanta

For Respondent:- Nil

DOCUMENTS MARKED

For Petitioners:-

Ex.A1/ -- : Compared copy of Aadhar Card of the 1st petitioner

Ex.A2/-- : Wedding Card.

Ex.A3/-- : Marriage photos (2 in number)

Ex.A4/-- : Compared copy of Aadhar Card of 2nd petitioner.

Ex.A5/-- : Identification certificate issued by Gazetted Officer.

For Respondent: Nil

**Sd/- S.Sarada Devi
VII A.D.J.,
W.G., Eluru.**