

Mat 1162 of 2021 / CIS No.1061 of 2021

Present: Sri Deb Kumar Goswami, Additional District & Sessions Judge,
Fast Track Court No.2, Barrackpore, North 24 Parganas

Present : Sri Deb Kumar Goswami, Addl. District Judge, FTC2, BKP

Order No.05 dated 22.02.2022

Today the date is fixed for passing ex-parte order.

Ld. advocate of the petitioner/ husband is present.

This is a case u/s.12 of the Hindu Marriage Act,1955.

The case of the petitioner, in brief, is that his marriage with the respondent was solemnised on 25.11.2020 according to Hindu rites and customs. After marriage the respondent/ wife went to his house. His marriage was not consummated as the respondent was reluctant to having sexual intercourse. He prays for annulment of the marriage u/s.12 of the Hindu Marriage Act.

Despite service of summons the respondent did not turn up and accordingly this Court vide Order No.03 dated 21.12.2021 posted the matter for ex-parte hearing.

To substantiate his contention, the petitioner/ husband alone adduced evidence as PW1.

From the unchallenged testimony of PW1 it appears that he has successfully proved his case and entitled to get the decree of nullity.

Hence, it is

O R D E R E D

That the present Matrimonial Suit No. 1162 of 2021 u/s.12 of Hindu Marriage Act, 1955 be and the same is decreed *ex-parte* in favour of the petitioner/husband namely Sri Vivhu Ranganath Datta and against the respondent/wife namely Smt. Ankita Sarkar but without any order of costs.

The marriage between the parties namely Sri Vivhu Ranganath Datta and Smt. Ankita Sarkar which was held on 25.11.2020 under Hindu Marriage Act,1955 is hereby annulled by decree of nullity from the date of this order i.e 22.02.2022.

D/C by me

ADJ FTC2, BKP

Parganas.

Additional District Judge,
Fast Track Court no. 2, Barrackpore, North 24