BEFORE THE PRINCIPAL JUDGE FAMILY COURT AT CHENNAI

F.C.O.P. No. of 2024

I. Kathiravan,

Son of Mr. Ilango,

No. 4/25, Bharathy Nagar,

1st street, 2nd lane,

North Usman Road,

T-Nagar, Chennai-600017 …Petitioner

-Vs-

K. Sugumari

Wife of Kathiravan,

Daughter of Durai Raj

No.2/91, F1, 1st Floor,

Nagaparvatha Nivas, Thiruvalluvar Street,

Santhosapuram, Vengaivasal,

Tambaram - 600073 …Respondent

PETITION FILED UNDER SECTION 13 (1) (i-a) (i-b) & (iii) OF THE HINDU MARRIAGE ACT 1955 R/W. SECTION 7 OF THE FAMILY COURTS ACT, 1984

The Petitioner respectfully states the follows:

1. The Petitioner is I. Kathiravan, Son of Ilango, Hindu, aged about 35 years, residing at # No. 4/25, Bharathy Nagar, 1st street, 2nd lane, North Usman Road, T-Nagar, Chennai – 600 017 which is his address for service of all the notices and processes of this Hon'ble Court.
2. The Respondent is K. Sugumari, wife of Kathiraven and daughter of Durai Raj, Hindu, aged about 29 years residing at # No.2/91, F1, 1ST Floor, Nagaparvatha Nivas, Thiruvalluvar Street, Santhosapuram, Vengaivasal, Tambaram – 600 073 which is her address for service of all the notices and processes of this Hon'ble Court.
3. The Petitioner states that their marriage was arranged one and solemnized on 15.11.2021 at Ayyavu Thirumana Mahal, Vadaseri Road, Pattukkottai – 614 601 as per the rituals, rites and customs of Hindus, under the Hindu Marriage Act 1955 and the same was registered on 10.12.2021 at Serial No. 332 of Registrar of Marriages, Sub- Registrar, Thiyagaraya Nagar at Chennai. The couple blessed with the minor child K. Udhayakumar.
4. The Petitioner states that their family got the information of the Respondent through the Matrimonial Website and Senaiyar Kural Newspaper Advertisement. On 19.08.2021, he and his family members visited the respondent’s home for marriage proposal and to meet her and her relatives. Subsequently, both family members and relatives proceed with the marriage proposal and they fixed the Betrothal on 10.09.2021. During the Betrothal ceremony, petitioner noticed the unhappy and unsmiling face of the respondent, even for the photoshoot. When petitioner asked about her demeanor to her parents, they deviated away with other topics hiding the real schizophrenic state of their daughter from petitioner family. Her unhappy or depressed appearance exhibited even during marriage and after many requests she smiled for photoshoot. On the day of marriage, the Respondent’s state of depression, unable to understand any situation on surroundings, hopeless mood, lack of smile and seriousness on happy occasion confirm her mental disorder exists right before marriage.
5. The Petitioner states that there was two-month gap in between the betrothal and date of marriage (10.09.2021 and 15.11.2021). The petitioner requested the respondent’s contact number from her father to know each other for a better understanding and develop a bonding. However, her father declined, citing her shy character. During those 2 months, her parents totally prevented the petitioner from having any communication with the respondent with an ulterior motive of hiding the abnormal behavior of Respondent. The petitioner was a little skeptical about their conduct.
6. During marriage discussion, the respondent’s chitappa Mr. Vaithyanathan hinted that if there is any problem after marriage and it is good to have a common person known from both sides to settle it down. This creates doubt to petitioner family that why her close relative during happy occasion saying such impactful statement. Later, the petitioner realized that her close relative chitappa knows her abnormal condition too, which her entire family members intentionally hide from petitioner’s family and cheated them.
7. On 15.11.2021, their marriage was solemnized in the presence of both the families and relatives. The petitioner’s family spent around Rs.10,00,000/- as marriage expenses. On the nuptial night, the petitioner expressed his desire to develop a bonding between the two, spend some time to know each other and then start their marital bliss subsequently. However, the respondent disregarded his wishes and forcibly initiated the physical relationship without any sort of understanding. While the petitioner was subjected to brutal sexual cruelty and torture, which continued until her pregnancy. This kind of wild behaviors and activities of the Respondent were shocking, embarrassing and disgusting to the petitioner. She was not conversing anything with the petitioner instead she continued physical aggression and misconduct over him. The women having normal mental ability cannot behave like this. Her cruelty and torture include continuous biting all over the petitioner’s face, lips till bleeding even after expressing the pain and request to leave, having forceful intimacy even after fall of tiredness, beating and keep staring at petitioner face with evil sight all over the night and slapping petitioner face when he falls asleep. More things cannot be detailed or condone the acts of cruelty committed by Respondent. That was the start of petitioner’s sleepless night and it continued to be a disaster of his life.
8. The Petitioner states that the Respondent consistently displayed seriousness and never seemed to smile or any visible sign of Amusement, even when watching comedy movies or shows, leading me to doubt that the respondent have potential mental disorder. Meanwhile, within 40 days of the Marriage, she has conceived and effectively ended the physical relationship. The Respondent demonstrated inability to cook despite her mother taught cooking for many times, indicating potential memory or cognitive issue existed right before marriage.
9. After marriage, while petitioner was in work-from-home facility, the respondent unjustifiably suspected that the petitioner having improper interactions with the women colleagues, creating unnecessary tension, stress and conflict in their relationship and the petitioner states that he lost his sleep at every night due to the respondent’s unnecessary aggression and always fight with the petitioner without any reason. The petitioner was restricted to talk to women co-workers even during official work at home. When petitioner use to take his things from balcony, she often suspects the petitioner with the women on the roadside. On the same fateful night, when the petitioner was sleeping, the respondent violently hit his private part for her suspicious thoughts towards other women’s and he was throbbed due to the grievous pain, she was sarcastically looking at him without any remorse. He had a sleepless night due to the pain. The respondent was showing such cruel behaviors which severely impacted the mental peace, mental and physical well-being of the petitioner.
10. In January 2022, both went to the respondent’s parental home to celebrate Pongal. Tragically, her mother suffered a severe head injury from a fall whereas the respondent displayed an alarming lack of empathy and refused to attend her mother.
11. Further, the petitioner states that he has planned for honeymoon to Andaman and made arrangements in advance. As the respondent became pregnant in short period, petitioner tried explaining all the potential risk of travelling long journey at the time of pregnancy, but she was alleged, adamant, involved in conflicts and insisted to proceed with the trip. Her father insisted petitioner to always monitor her and keep an eye on her always during the trip as she goes missing without notice. Infact, her father asked petitioner to take his parents also to honeymoon to monitor her and take care in case if she troubles. The petitioner confused with his statement as why such normal grownup girl needs such attention. The Petitioner enquired this to Respondent’s father, he said that, “once they both went outside and while filling the petrol to his vehicle in petrol pump, he found the respondent walking herself without consciousness for a long distance and upon calling her - respondent appeared inattentive and not responding”. This incident confirms that Respondent has potential memory issues even before marriage. Finally, they had a honeymoon travel from February 26, 2022 to March 5, 2022. Likewise as her father informed, Respondent often disappears and go somewhere when they stayed together. The Respondent often found missing and petitioner after searching many places and after so much of efforts, found her. Tragically Respondent continued her suspiciousness over petitioner with other couples in the trip. Throughout their stay, she exhibited anger by hitting her own head aside and her unfounded suspicions caused unrest and lose mental peace for Petitioner. She was so alleged, arrogant, exhibited anger, involved in conflicts without reason and refused to return to Chennai on the scheduled date and making suicidal threats when he tried to convince her.
12. The Petitioner has dreamed a lot about his future wife, he gave 100% love and faith to her, but he never did get any sort of love or affection back from the respondent. The sad reality is the respondent unable to take care or fulfill his daily requirements. The petitioner has to cook on his own if ever he wants to eat. The Petitioner further submits that he always feels very lonely and isolated even in her presence.
13. The petitioner submits that the respondent started behaving oddly in family functions and gradually refused to attend such functions. Even if, she was to attend, she never interacted with any one and used to insist that she has to leave the place immediately. The petitioner further submits that sometimes on her own she would cry, scream, exhibit anger by throwing things, harming herself by hitting her forehead on the wall and weep at a high pitch for no reason. Some days she will keep laughing aloud or talk to herself or to some imaginary persons. The petitioner was confused initially but later realized that these were the effects of her imaginations and hallucinations. The petitioner realized that he could not help her except being a mute and helpless observer. Invariably most of the evenings her crying and weeping would start and soon, it became a daily occurrence. The respondent always cries and fights for no reason at all making the petitioner lose peace of mind.
14. The petitioner states that the respondent wakes up at the midnight and sit in the bed staring at the roof. At times, she speaks something imagining someone is there. She often locks herself inside the bedroom without reason, refused to open doors and refused to take food and water for a long time. Sometimes it happened for days. The petitioner scared and afraid of Respondent that she can commit something dangerous to life anytime as she continued self-harming each day. Out of fear and agony, petitioner conveyed the information to respondent’s father. Her father mentioned that “before marriage, they just dismantled all the inner locks of doors in their home leaving only the outer locks, so she cannot lock herself from inside and her parents can lock her outside if she makes any trouble”. Respondent’s father advised petitioner to follow the same idea as they implemented in their home. The petitioner was terrified by the respondent’s shocking behavior which startled him.
15. On 02.04.2022, they have planned to celebrate petitioner’s birthday, but the respondent did not show any interest and refused to go to temple and hotel with the petitioner. After many requests, she agreed to come. In hotel the respondent left the petitioner and disappeared from the sight which made more trouble to search her. On 03.04.2024, petitioner discovered her ‘Mangalsutra’ missing from her neck and asked about it to her, while she claimed someone had removed it without her knowledge. There, she has hallucinations, indicating a disconnection from reality.
16. The petitioner states that since the beginning, respondent’s family hide the fact from petitioner’s family about her serious psychosomatic illness, sufferings from derailing delusions and extreme hallucinations which are the prominent symptoms of Schizophrenia - a psychotic disorder and without informing the truth – Respondent’s family went ahead to solemnize the marriage. Respondent’s serious abnormal activity - continued all through 02.04.2022 and 03.04.2022 and her violent behaviors have gone out of control. Due to continued serious abnormal activity, respondent’s father and brother came to marital home & took her to their home for treatment of mental disorder on 03.04.2022. At that time, Respondent’s father informed the petitioner that they will give her proper psychotic treatment and get her cured. Since then, she has been continuously taking treatment for mental disorder and has not returned to marital home till date.
17. On 19.08.2022, the respondent delivered male child and gynecologist Dr. Nisha advised the petitioner that “respondent behaviors are not normal” and urged him to consult Psychiatrist. As advised by gynecologist, Petitioner & Respondent’s parents consulted Psychiatrist Dr Siddhika Ayyer for the respondent’s abnormalities. The Respondent often neglected newborn, refused to feed milk and appeared to be hesitating. No mother in right mind would refuse to feed milk, while the child crying when it is hungry, but she usually does this and the Respondent usually has lost touch with reality.
18. On 07.09.2022, the respondent called Petitioner parents and informed them that she is a mental person and asked them to give divorce then she abruptly disconnected the call when petitioner’s parents asked Respondent “Have you informed this to your Parents”. The petitioner’s father immediately informed this incident to Respondent’s parents. Later, on 17.9.2022 when Petitioner inquired about her divorce request to Respondent, she threatened petitioner of committing suicide in the name of Petitioner and family and behaved misconduct. Her parents also witnessed this incident.
19. On 14.03.2023, both families went to Guruvayur Krishnan temple to pray for betterment of Respondent’s mental health. During the trip she had never cared for the tender child, showed no love & affection towards child. On 17.03.2023 while returning from temple she went somewhere from us without notice and found missing. After long search, the petitioner and his parents found near a shop, which are all clearly shows her disorganized thinking and lack of concentration and memory. Furthermore, she does not have the capability to understand the realities and responsibilities and her unpredictable emotional responses, topsy-turvy and irrelevant speeches and suicidal thoughts due to schizophrenia which are the challenges to the petitioner, and he leads the life miserably with difficulties.
20. Even during respondent’s brother’s marriage on 12.06.2024, the Respondent did not welcome, greet, or show any happiness towards her relatives including her own cousins. None of her relatives had any conversation or interaction with her.
21. when respondent was in her marital home, respondent informed the petitioner that “she sometimes locks herself inside room in her parental home and does not open door when their parents knock the door to open”. She said that she would not respond even when they are afraid of doing self-harming. After a long time, whenever she feels hungry, she opens the door and come out. There she exhibits cruelty even to her own family members.
22. On 19.08.2024, the petitioner’s family planned to celebrate their child’s second Birthday. Regrettably, the respondent showed no interest or involvement in the celebration.
23. On several occasions, the Respondent informed the petitioner that she hears some noise and third person’s voice from inside her mind which controls her and commands her to do and she acts based on the instruction it gives. The Petitioner is under fear and afraid that the respondent can harm herself or others based on the instruction /voice comes inside her.
24. To address the Respondent’s mental health, both the families approached medical professionals from various hospitals including Global hospital, Salem Gokulam Hospital, Buddhi-Brain Disorder Treatment Clinic, Nirnay consulting services, Malar Homeo clinic where doctors diagnosed her with paranoid schizophrenia and prescribed sufficient Anti-psychotic medicines. At last Doctors provided 6 sittings of current shock treatment, as the medicines does not improve her condition but keep her in sedative state. But her mental illness has not recovered after all these treatments. She still has the feeling of strange voice coming inside her and continued showing abnormality. During the trip to Salem Hospital, they would leave the child under mother-in-law’s care. Despite the petitioner’s requests while they travelled to hospital, the respondent showed no affection or concern towards the child’s well-being, refused to call her mother to inquire about child status whether he drink milk /taken food/sleep/crying, she does not even care about petitioner words and exhibited lack of interest in the child’s welfare is alarming and demonstrates her detachment from reality.
25. The petitioner states that the respondent has affected with the serious psychosomatic illness, suffering from delusions and extreme hallucinations which are the prominent symptoms of Schizophrenia - a psychotic disorder. For past few years, Respondent has been undergoing psychiatric treatments from various hospitals/doctors and currently taking medicines prescribed by the certified doctors – details as below:
26. Dr. Siddhika Ayyer M.B.B.S, D.P.M, D.N.B (Psychiatry) - Gleneagles Global Hospital, Chennai [August 2022 – May 2023] :

The Respondent was admitted in Global Hospital few days before her delivery. During those days, the Respondent showed her abnormal behaviors to all doctors and caring nurses, involved in many quarrels and conflicts with others. All doctors and nurses kept complaining about her abnormal activities to Petitioner. After Respondent’s delivery, gynecologist doctor Nisha urged us to consult Psychiatrist doctor Siddhika Ayyer due to her abnormal behavior. Dr. Siddhika diagnosed her mental disorders and gave treatment along with anti-psychotic medicines such as ‘Oleanz’ tablet. Those medicines keep her in a drowsy state and sleeping state all the time in her parental home.

1. Nirnay consulting services - 2nd week of November 2022:

The Respondent parents took her to Nirnay clinic for her mental abnormalities where they prescribed medicines and advised to follow instructions

1. Drink 3 litre’s water per day
2. Don’t use gadgets.
3. Sleep early & wake up early (10pm & 6am)
4. Practice Yoga, Meditation & Exercise.
5. Dr. Anitha (BHMS) - Sai Ashirwathi Homeo Clinic - 4th week of November 2022:

The Respondent is treated here with Homeo medicines. Her parents felt that Homeo medicines are not effective and stopped treatment in between.

1. Ennapadam S. Krishnamoorthy MBBS, M.D. (Psychiatry) - Buddhi Clinic – [May 2023 - Jan 2024]:

Doctor diagnosed her with ‘Schizophrenia’ and treatment has been provided for betterment. But treatment has not showed any progress. At last, with respondent’s father consent, doctor tried with 10 sessions of tDCS therapy where doctor pass electric current to brain/scalp for curing schizophrenia. Even that treatment did not cure her. Doctor ended his treatment by concluding that it will cure for some people and for others it won’t work as the disorder exists since birth.

1. Dr. C. BABU MD (Nimhans, Bangalore)(Psychiatry) - Sri Gokulam Hospital, Salem – [ 13.03.2024 – 30.09.2024]:
2. As the respondent’s mental status keep worsening day by day, she started showing ‘symptomatic’ state of abnormalities. A Symptomatic state is where a patient exhibits their mental disorder and abnormalities explicitly to others. Her diagnosed report confirming her symptomatic state. Due to high intensity of abnormality, Respondent’s father decided to treat Respondent in Gokulam Hospital, Salem. Only for the first day of consultation & treatment on 13.3.2024 petitioner went to Gokulam hospital along with Respondent & her father. There, Dr. Babu diagnosed her with symptomatic stage of paranoid ‘Schizophrenia’, persistent auditory hallucinations, hearing of voices, lack of sleep, etc. Doctor treated her and prescribed anti-psychotic drugs and injections for 2 months. Doctor said that he will check how the medicines work out in her case and asked to comeback if there is no improvement.
3. With no progress, respondent father took respondent again to Dr.Babu on 20.05.2024. Doctor prescribed few more anti-psychotic medicines and recommended ECT current shock treatment if her situation worsens or continues.
4. Later with continued symptomatic abnormalities, doctor asked Respondent’s father to admit Respondent as inpatient for providing ECT shock treatment.
5. BRAIN MRI scan has been taken and the result showed as “Focal non diffusion restricting T2/FLAIR hyperintensity in left frontal subcortical white matter of brain” which confirms the brain related mental disorder and suffering Schizophrenia.
6. On 22.07.2024, Respondent admitted as “INPATIENT” in Gokulam hospital for 12 days and 6 sessions of ECT electric shock treatment has been provided in alternate days under her father’s consent. On 02.08.2024 Respondent discharged from Hospital. Even after several Anti-psychotic drugs & 6 sessions of high frequency ECT treatment – Respondent could not be cured and still suffering paranoid Schizophrenia with hearing of voices and commands.

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| S.NO | MEDICINE | USES |
| 1 | Reschizo 4mg  **Prescribed Doctor**:  C.BABU MD(Nimhans)(Psychiatry)  Prescribed Hospital:  Sri Gokulam Hospital, Salem | **Antipsychotic drug** prescribed to treat **schizophrenia** and **bipolar disorder**. It helps restore dopamine and serotonin in the brain to improve mood, and behaviour. It is used alone or combination with other medicines to treat mania or mixed episodes (mania and depression) in adults and children above 10 years with bipolar disorder. |
| 2 | Gamiride 100mg  **Prescribed Doctor**:  C.BABU MD(Nimhans)(Psychiatry)  Prescribed Hospital:  Sri Gokulam Hospital, Salem | This Tablet is used in the treatment of **schizophrenia**, a mental disorder that can result in hallucinations or delusions and also adversely affects a person’s ability to think and behave. This Tablet helps restore the chemical imbalances in the brain that are responsible for such changes. It temporarily improves thoughts, behaviour and enhances the quality of life. |
| 3 | Ecitane Tablet  **Prescribed Doctor**:  C.BABU MD(Nimhans)(Psychiatry)  Prescribed Hospital:  Sri Gokulam Hospital, Salem | ECITANE TABLET is used to improve muscle control in patients with Parkinson's disease. It can also be used to control abnormal involuntary muscle movements (such as extreme restlessness or muscle spasms) in the body that is caused due to the use of certain medicines. |
| 4 | Glupentix Injection  **Prescribed Doctor**:  C.BABU MD(Nimhans)(Psychiatry)  Prescribed Hospital:  Sri Gokulam Hospital, Salem | Used to treat schizophrenia (a mental illness) and other psychotic disorders. It inhibits the dopamine (chemical messenger) receptors in the brain & helps in controlling psychotic illness by preventing the overactivity of dopamine. Thus, it helps in improving feelings, disturbing thoughts, and behaviour. |
| 5 | Rehexy  **Prescribed Doctor**:  C.BABU MD(Nimhans)(Psychiatry)  Sri Gokulam Hospital, Salem | Anticholinergic agent, prescribed for Parkinson’s disease. It works by blocking certain nerve impulses and relaxing certain muscles. |
| 6 | Oleanz Tablet  **Prescribed Doctor**:  1. Siddhika Ayyer  M.B.B.S, D.P.M, D.N.B (Psychiatry) - Gleneagles Global Hospital, Chennai  2.Ennapadam S. Krishnamoorthy  MBBS, M.D. (Psychiatry)  Neuropsychiatrist,  Psychiatrist, DCN (Lond), Ph.D. (Lond), FRCP, MAMS (India), FIMSA, FIPS.  Buddhi clinic, Chennai | ‘Oleanz’ Tablet is used in the treatment of **schizophrenia** (a mental disorder that can result in hallucinations or delusions and also adversely affects a person’s ability to think and behave) and mania. |
| 7 | Arpizol  **Prescribed Doctor**:  Ennapadam S. Krishnamoorthy  MBBS, M.D. (Psychiatry)  Neuropsychiatrist,  Psychiatrist, DCN (Lond), Ph.D. (Lond), FRCP, MAMS (India), FIMSA, FIPS.  Buddhi clinic, chennai | Antipsychotic medicine used in the treatment of schizophrenia (a mental disorder that can result in hallucinations or delusions and also adversely affects a person’s ability to think and behave) and mania. It can also be used to treat depression and bipolar disorders. |
| 8 | Oxetol 300mg  **Prescribed Doctor**:  Ennapadam S. Krishnamoorthy  MBBS, M.D. (Psychiatry)  Neuropsychiatrist,  Psychiatrist, DCN (Lond), Ph.D. (Lond), FRCP, MAMS (India), FIMSA, FIPS.  Buddhi clinic, Chennai | Used to treat and prevent epilepsy (seizures). |
| 9 | Sizopin 250mg  **Prescribed Doctor**:  C.BABU MD(Nimhans)(Psychiatry)  Prescribed Hospital:  Sri Gokulam Hospital, Salem | Used in the treatment of schizophrenia (a mental disorder that can result in hallucinations or delusions and also adversely affects a person’s ability to think and behave). |
| 10 | ‘Clonazepam’  **Prescribed Doctor**:  C.BABU MD(Nimhans)(Psychiatry)  Prescribed Hospital:  Sri Gokulam Hospital, Salem | ‘Clonazepam’ is a benzodiazepine drug used for the acute treatment of panic disorder, epilepsy, and nonconvulsive status epilepticus. The drug also has many off-label indications, including restless leg syndrome, acute mania, insomnia, and tardive dyskinesia. |
| 11 | Flutop  **Prescribed Doctor**:  C.BABU MD(Nimhans)(Psychiatry)  Prescribed Hospital:  Sri Gokulam Hospital, Salem | Flutop 10mg Capsule is a type of antidepressant belonging to the selective serotonin reuptake inhibitor (SSRI) group of medicines. It is widely prescribed to treat depression and other mental health conditions like panic disorder and obsessive-compulsive disorder. Flutop 10mg Capsule helps many people to recover from depression by improving their mood and relieving anxiety and tension. |
| 12 | Anticlav  **Prescribed Doctor**:  C.BABU MD(Nimhans)(Psychiatry)  Prescribed Hospital:  Sri Gokulam Hospital, Salem | Anticlav-625 Tablet is used to treat bacterial infections in the body that affect the skin, soft tissues, lungs, ears, urinary tract, and nasal sinuses |
| 13 | Gantop  **Prescribed Doctor**:  C.BABU MD(Nimhans)(Psychiatry)  Prescribed Hospital:  Sri Gokulam Hospital, Salem | Gantop-DSR Capsule is a widely used medicine to treat gastroesophageal reflux disease (GERD). |
| 14 | ECT  **Prescribed Doctor**:  C.BABU MD(Nimhans)(Psychiatry)  Sri Gokulam Hospital, Salem | Electroconvulsive Therapy (ECT), also known as electroshock therapy, is a medical procedure that uses an electric current to treat severe mental illnesses, high intense **schizophrenia** and **bipolar disorder.** |
| 15 | tDCS –  10 sessions  **Prescribed Doctor**:  Ennapadam S. Krishnamoorthy  MBBS, M.D. (Psychiatry)  Neuropsychiatrist,  Psychiatrist, DCN (Lond), Ph.D. (Lond), FRCP, MAMS (India), FIMSA, FIPS.  Buddhi clinic, Chennai | Transcranial direct current stimulation (tDCS) is a brain stimulation technique that uses electrical currents to treat schizophrenia & brain issues. |

1. With all above anti-psychotic medicines, Respondent’s parents keep her in sedative/sleeping state all throughout the day. If she stops taking the medicines, she started showing abnormal behaviours, involve in fights, quarrel with others, self-harming, adamancy, anger towards others within 1 or 2 days. Her parents taking care of providing medicines on time every day. Even her parents cannot control her sometimes as she was not attentive and they give extra medicine dosage during that time to supress and make her sleep forcibly.
2. The petitioner states that his minor son showing the utmost love and affection towards the respondent with hugs and kisses, but the respondent in turn failed to show any love and interest, even did not smile or respond to the child gestures instead only displayed a concerning lack of emotional connection. As she showed continuous abnormalities, it is risk for the child to stay in Respondent’s parental home. Considering the safety and welfare of the child, Petitioner request permanent custody of the minor child.
3. The petitioner states that the respondent intentionally separated the petitioner from his son, took the child to her parental home. Whenever the respondent underwent treatment, her father would drop the child in the petitioner’s house, the child has a strong bond with the petitioner’s family. Later, the petitioner admitted his son in Millennium Kids School, T.Nagar, Chennai on 12th October 2024. Due to severe and serious condition of schizophrenia, the petitioner could not resume the marital life. The petitioner states that they are living separately from 03.04.2022 and there is no physical intimacy and emotional connection with her for the last 3 years. The petitioner informed the respondent’s family members that for the welfare of the respondent, they can get separated by way of mutual consent and have permanent custody of the minor child with him. The Petitioner conveys that he wants to live his remaining life peacefully with his son and child’s welfare, he does not want the respondent to ruin it. Whereas the respondent’s father refused to agree for a mutual consent divorce and forcibly took the child from his home not allowing the petitioner and family to see the child. He challenged the petitioner to do whatever he can.
4. When Petitioner parents realized that they got cheated by Respondent and her family who solemnized their only son’s marriage with Respondent having serious mental disorder which Respondent’s parents hide it since beginning – petitioner parents suffered severe health issues, gone to depressed state and petitioner father had major heart attack on April 2023 (admitted at Medway hospital) and later petitioner mother suffered heart issues on January 2024 (PHC hospital). Due to Respondent’s mental disorder, entire petitioner family got disappointed, worried, their health got spoiled and needs relief from that.
5. The petitioner states that the respondent was continuously living in her own imaginative world and lost sense of all awareness of her surroundings. Finally, the petitioner came to realize that his marriage itself was a big strain on her mind and that ending the marital life would be the best path for both the petitioner and the respondent and both the family members. The Petitioner does not wish to live in fear all time and not to take the risk of living together with respondent for her abnormal activities such as suicidal thoughts, etc. out of hallucinations due to schizophrenia. The petitioner also feels it as risk for his own life and child’s life by living together.
6. The petitioner states that despite adhering to the prescribed medication of psychiatrist from several hospitals, the respondent’s mental health condition has not shown any significant improvement. Contrary to the expectations, her symptoms have worsened. Hence, the Petitioner's marriage with the respondent is liable to be dissolved on the ground of mental illness -schizophrenia.
7. Due to all these happenings, the petitioner also gradually went into depression, and he is not able to concentrate on his work with full efficiency and lost his peace of mind.  The petitioner panicked and was afraid to lead a life with her. The petitioner submits that he was immensely disappointed, broken ever since the day of the marriage due to the strange behaviors of the respondent. Hence, the Petitioner's marriage with the Respondent is liable to be dissolved on the ground of cruelty caused to the Petitioner.  It is submitted that the marriage is liable to be dissolved on the ground of cruelty, especially the mental torture inflicted by the Respondent upon the Petitioner. The Petitioner is not able to condone the acts of cruelty committed by the Respondent.  Hence, the marriage is liable to be dissolved as the Respondent is guilty of causing cruelty.
8. On 03.04.2022, the Respondent has been taken to her parental home for medical treatment and she has not returned to her marital home till date. Thus, there is no conjugal and physical relationship between the petitioner and the respondent for the last 3 years.  Hence, the Petitioner's marriage with the Respondent is liable to be dissolved on the ground of cruelty, desertion and incurable mental illness schizophrenia.
9. It is respectfully stated that the marriage between the Petitioner and the Respondent has already been irretrievably broken down and it is just and necessary that the same may be dissolved and that there is no collusion between the Petitioner and the Respondent in filing the above petition before this Hon'ble Court for the dissolution of the marriage. The Petitioner is not filing this petition under any coercion, duress or undue influence.
10. CAUSE OF ACTION:

The cause of action for this petition arose on 15.11.2021 at Ayyavu Thirumana Mahal, Vadaseri Road, Pattukkottai-614601 where the marriage solemnised and where the petitioner and respondent lastly resided together at No.4/25, Bharathy Nagar, 1st street, 2nd lane, North Usman Road, T-Nagar, Chennai-600017, is well within the jurisdiction of this Hon’ble Court, and on various dates when the respondent subjected the petitioner to the acts of cruelty and on 03.04.2022, respondent went to her parental home. Since she has been continuously taking treatment for mental disorder and not returned to marital home. The petitioner is not having any physical intimacy with the respondent for the last 3 years and all subsequent dates and events.

1. JURISDICTION:

The Petitioner state that both of them are lastly resided together at No.4/25, Bharathy Nagar, 1st street, 2nd lane, North Usman Road, T-Nagar, Chennai-600017, which is well within the jurisdiction of the Hon’ble Court as per Section 19(iii) of the Hindu Marriage Act,1955.

1. COURT FEE:

The Petitioner pays the Court fees of Rs. under Schedule II Article 10 of the Tamil Nadu Court Fees and Suits Valuation Act 1955.

1. RELIEF SOUGHT FOR:

The Petitioner therefore respectfully prays that this Hon'ble Court may be pleased to pass the Judgement and Decree.

* 1. Granting decree of divorce by dissolving the marriage of the Petitioner with the Respondent which took place on 15.11.2021 at Ayyavu Thirumana Mahal, Vadaseri Road, Pattukkottai- 614601 on the ground of cruelty, desertion and incurable mental illness schizophrenia;
  2. Directing the Respondent to pay the costs for the above O.P.
  3. Granting such further or other relief or reliefs as this Hon'ble Court may deem fit and necessary in the circumstances of the case.

Dated at Chennai on this the 2nd day of December 2024.

PETITIONER

VERIFICATION

I, I. Kathiravan, Son of Ilango , the Petitioner above named do hereby declare that whatever stated in paragraphs 1 to 38 are true and correct to the best of my knowledge, belief and information and I verified and signed my name.

Verified at Chennai on this the 2nd day of December 2024.

                                              PETITIONER

LIST OF DOCUMENTS FILED UNDER VII RULE 14(I) OF C.P.C

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| SL.  No. | Date | Particulars | Nature of Documents |
| 1. | 15.11.2021 | Marriage Invitation | Original |
| 2. | 15.11.2021 | Marriage Registration Certificate | Original |
| 3. | 15.11.2021 | Petitioner and Respondent Photograph | Original |
|  |  | Respondent’s Medical Report |  |
| 4. | 13-03-2024, 20-05-2024, 22-07-2024 | Doctor Babu Diagnosis report from Gokulam Hospital confirming Respondent paranoid Schizophrenia  & anti-psychotic drug prescriptions | Original |
| 5. | 22-07-2024 | MRI Brain Report from Gokulam Hospital confirming the demyelination in the brain white matter | Original |
| 6. | 22.07.2024-02.08.2024 | Discharge Summary  from Gokulam Hospital for Electric current shock treatment | Original |
| 7. | 22.07.2024-02.08.2024 | Detailed Medical Bills from Gokulam Hospital | True Copy |
| 8. | 20-05-2023 | Doctor Diagnosis & anti-psychotic drug’s prescription from Buddhi clinic | True Copy |
| 9. | 02-09-2022 | Gyneacologist Doctor Nisha's consultation report to check psychiatrist Dr. Siddhika(Global Hospital) | True Copy |
| 10. |  | Petitioner’s Adhar Card | True Copy |
| 11. |  | Respondent’s Adhar Card | True Copy |
| 12. |  | Birth Certificate of Child | True Copy |

         Dated at Chennai on this the 2nd day of December 2024.

                                                                                      PETITIONER

 LIST OF DOCUMENTS FILED UNDER ORDER VII RULE 14 (II) OF C.P.C.

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  Sl. No.    Date                       Particulars                  Nature of Document

Nil at present will be filed later    
 \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_Dated at Chennai on this the 2nd day of December 2024.

                                                                                         PETITIONER

STATEMENT OF ADDRESS FURNISHED BY THE PETITONER UNDER ORDER VI RULE 14 (A) OF C.P.C

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1.  PETITIONER      : I. Kathiravan, Son of Ilango,

No. 4/25, Bharathy Nagar, 1st street, 2nd lane,

North Usman Road,

T.Nagar, Chennai - 600017.

2.  RESPONDENT :K. Sugumari, Wife of Kathiravan,

Daughter of Durai Raj, No.2/91, F1, 1st Floor,

Nagaparvatha Nivas, Thiruvalluvar Street,

Santhosapuram, Vengaivasal, Tambaram- 600073

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 Dated at Chennai on this the 2nd day of December 2024.

PETITIONER

VERIFICATION

I, I. Kathiravan, Son of Ilango, the Petitioner above named do hereby declare that whatever stated above are true and correct to the best of my knowledge, belief and information and I verified and signed my name.

Verified at Chennai on this the 2nd day of December 2024.

PETITIONER

BEFORE THE FAMILY COURT AT CHENNAI

O.P. No. of 2024

I. Kathiravan

…Petitioner

-Vs-

K. Sugumari

…Respondent

PETITION FILED UNDER SECTION 13 (1) (i-a) (i-b)& (iii) OF THE HINDU MARRIAGE ACT 1955 R/w. SECTION 7 OF THE FAMILY COURTS ACT, 1984 

I. Kathiravan

Petitioner-in-Person