



PETITION FOR DIVORCE ON THE GROUND OF DESERTION U/S. 27 (1) (b) OF THE SPECIAL MARRIAGE ACT 1954 AND FOR ALIMONY AND CUSTODY

IN THE FAMILY COURT AT _____, _____

PETITION NO. _____ OF 20_____

IN THE MATTER OF SECTION 27 (1) (b) OF THE SPECIAL MARRIAGE ACT, 1954 FOR THE DISSOLUTION OF THE MARRIAGE BETWEEN THE PETITIONER AND RESPONDENT;

AND

IN THE MATTER OF SECTION SECTIONS 37 AND 38 OF THE SPECIAL MARRIAGE ACT, 1954;

_____, Nee)

_____,)

of _____, Indian Inhabitant,)

Age _____ years, Occupation _____,)

residing at _____)

_____)

Email ID: _____) ... Petitioner

V/s.

_____)

of _____, Indian Inhabitant,)

Age ____ years, Occupation _____,)

residing at _____)

_____)

Email ID: _____) ... Respondent

TO,

THE HONOURABLE PRINCIPAL JUDGE AND
OTHER JUDGES OF THIS HON'BLE COURT

THE HUMBLE PETITION OF THE
PETITIONER ABOVENAMED

MOST RESPECTFULLY SHEWETH

THE PETITIONER ABOVENAMED STATE AS UNDER:-

1. The Petitioner is an adult, Indian Inhabitant residing at the address mentioned in the cause title hereinabove. The Respondent also an adult, Indian Inhabitant residing at the address mentioned in the cause title hereinabove. The petitioner is _____ by religion and the respondent is _____ by religion.

2. The Petitioner, then a spinster, aged about _____ years, and the Respondent, then a bachelor, aged about _____ years were married on _____, according to the provisions of the Special Marriage Act, 1954 (“*the said Act*”) and the marriage of the Petitioner and the Respondent has been registered under the provisions of the said Act.

3. The Petitioner and the Respondent are citizens of India and are domiciled in the state of _____.

4. The Petitioner is constrained to file the present Petition for divorce against the Respondent under Section 27 (1) (b) of the said Act as the Respondent-husband has deserted the Petitioner for more than two years, without any cause and against the Petitioner’s wishes and has neglected the Petitioner; for maintenance; and the custody of the daughter born from the wedlock of the Petitioner and the Respondent.

5. Material facts, which are necessary for the adjudication of the issues involved in the present Petition, are as under –

6. The marriage between the Petitioner and the Respondent was arranged by a common friend of both the families i.e. one Mr. _____. The Petitioner and the Respondent met each other for the first time sometime in _____ and thereafter, pursuant to various meetings between the families, the Petitioner and the Respondent, out of their own free will, consented to the marriage alliance. **[NOTE – If the marriage took place by the parties having known each other and deciding to get married (also known as love marriage),**

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