

IN THE PARSI CHIEF MATRIMONIAL COURT AT BOMBAY**PARSI SUIT NO.02 OF 2019**

Kayzad Faredun Dadachanji

..Plaintiff No.1

And

Kamal Kayzad Dadachanji

..Plaintiff No.2

Mr. Roshan Yadav for Plaintiffs

Mr. Kayzad Faredun Dadachanji Plaintiff No.1 present

Mrs. Kamal Kayzad Dadachanji Plaintiff No.2 present

CORAM : K.R.SHRIRAM, J.**DATE : 18th FEBRUARY, 2019****P.C.:**

1 Name : Kayzad Fardeun Dadachanji (Plaintiff No.1)
 Age : 30 years
 Occu. : Service
 Residing at : 19/A, 1404, Sarvoday CHS.,
 Bimbisar Nagar, Goregaon (E) Mumbai 500 065
 On S.A.

Further examination in chief of Plaintiff No.1 by Mr. Roshan

Yadav for Plaintiffs:-

I say that that I have signed an affidavit dated 16th February,
2019. I identify my signature. Contents thereof are correct.

Affidavit is taken on record and marked as **Exh.P-1**.

No cross-examination.

2 Name : Kamal Kayzad Dadachanji (Plaintiff No.2)

Age : 30 years

Occu. : Service

Residing at : Salina Apts, B-108, Rangnath Kedar
Road, Dahisar (E) Mumbai 500 068

On S.A.

Further examination in chief of Plaintiff No.2 by Mr. Roshan
Yadav for plaintiffs:-

I say that I have signed an affidavit dated 16th February, 2019. I
identify my signature. Contents thereof are correct.

Affidavit is taken on record and marked as **Exh.P-2**.

No cross-examination.

3 This is a suit for divorce by mutual consent under Section 32-B
of the Parsi Marriage and Divorce Act, 1936. The 1st Plaintiff is the husband
and the 2nd Plaintiff is the wife. They were married on 15th May 2016
according to the Parsi Zoroastrian rites and customs and this was the first
marriage for both. There are no issues out of this marriage. After marriage,
both lived as husband and wife at 19/A, 404, Sarvoday CHS Ltd., Bimbisar
Nagar, Goregaon (East) Mumbai 400 065.

4 Though their marriage was normal in the beginning but over
time, they realized that they were totally incompatible as their outlook on

life and lifestyles and habits were totally different. Therefore both decided to dissolve their marriage.

5 In view of the above, Plaintiff No.2 moved away on 14th October 2017 out of the matrimonial home and started residing at Salina Apts, B-108, Rangnath Kedar Road, Dahisar (E) Mumbai 400 068. Plaintiff No.1 and Plaintiff No.2 since then have been residing separately and despite their best to make the marriage work, they have been unable to do so. The Consent Terms, dated 5th January 2019 between the parties is annexed at Exh.'B' to the plaint. It is also stated in the Consent Terms that all their personal belongings, gifts, jeweleries etc. which were presented at the time of marriage and other belongings owned by them jointly have already been exchanged and no exchange of any articles is pending between them. It is also stated in the Consent Terms that as both the Plaintiffs are gainfully employed, they do not claim any alimony from each other nor do they intend to do so at any time in future notwithstanding any change of circumstance and also undertake not to file any other proceedings civil or criminal against each other. The statements in the consent terms are accepted as undertaking to this Court.

6 I do not find any impediment to the grant of relief. Therefore, the marriage of the parties is dissolved by mutual consent. The suit is

decreed in terms of prayer clauses (a) and (b).

7 Decree be drawn up expeditiously.

8 All concerned to act on a copy of this order authenticated by the Associate of the Court.

(K.R. SHRIRAM, J.)