

Divorce under Hindu Law

A marriage that took place as per the Hindu marriage laws may be dissolved by court at the instance of either of the spouses in case the other spouse:

- Is living with some other man/ woman



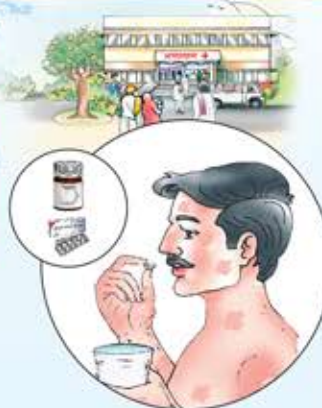
- Has changed religion and is no more a Hindu



- Has been of an incurable unsound mind for more than 3 years and is unlikely to become normal mentally



- Has been suffering from a virulent and incurable form of leprosy for more than 3 years and is not likely to recover (In most cases leprosy is curable)



- Has renounced the world



- Has not been heard of as being alive by family, friends, relatives and acquaintances, for more than seven years



- Has not obeyed final orders of the court for more than two years in the case of judicial separation/ restitution of conjugal rights



MARRIAGE AMONG HINDUS



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Marriage among Hindus

The Hindu Marriage Act, 1955 governs the marriage and related personal issues, including divorce in case of Hindus



In a Hindu Marriage, both Marrying Individuals should be:

Hindu



This Law considers persons from all sects of Hindus, Jains, Sikhs and Buddhists as Hindus for purpose of marriage and they can marry each other under the Hindu Marriage Law



Adults (girl above 18 years and boy above 21 years of age)



Divorce by Mutual Consent

- Both married partners can jointly request the court to dissolve their marriage, if they are convinced that they cannot live together and are not compatible to each other as partners



A Wife can ask for Divorce

If her husband has been convicted for rape or sodomy or bestiality

During marriage, rituals of one of the two sides (either bride's side or groom's side) are to be followed completely to solemnize the marriage



Also, both:

- Should not have a living spouse
- Should not be mentally unsound
- Should not be closely related

