

Indian Divorce (Amendment) Act, 2001

Section 7 - Substitution of New Section for Section 11

For section 11 of the principal Act, the following section shall be substituted, namely: --

"11. Adulterer or adulteress to be co-respondent. -- On a petition for dissolution of marriage presented by a husband or wife on the ground of adultery, the petitioner shall make the alleged adulterer or adulteress a co-respondent, unless the petitioner is excused by the Court from so doing on any of the following grounds, namely: --

- (a) That the wife, being the respondent is leading the life of a prostitute or the husband, being respondent is leading an immoral life and that the petitioner knows of no person with whom the adultery has been committed;
 - (b) That the name of the alleged adulterer or adulteress is unknown to the petitioner although the petitioner has made due efforts to discover it;
 - (c) That the alleged adulterer or adulteress is dead."
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