



**CIVIL COURT  
(FAMILY SECTION)**

**MR. JUSTICE ANTHONY G. VELLA**

**Sitting of Thursday 29<sup>th</sup> October 2020;**

**Application number 185/2020 AGV;**

**AB**

**Vs**

**CDE**

The Court;

**Having seen the application of AB, dated 24th June 2020, wherein he premised the following;**

1. That the parties contracted their marriage on the 21<sup>st</sup> September 1996 as can be shown from the marriage certificate here with attached and marked as Doc. B;
2. That from this marriage the parties have two children FB who was born of the 4<sup>th</sup> August 1997 and GHB who was born on the 18<sup>th</sup> February 2005, who is still a minor;

3. That the parties have been separated by means of a contract since the 6<sup>th</sup> January 2016 attached and marked Dok A;
4. There is no reasonable prospect of reconciliation between the parties and each of them lead a separate life independent of each another;
5. That there is no maintenance due between the parties;
6. That these facts satisfy the conditions established by article 66 B pf the Civil Code for the attainment of divorce.

The applicant's requests;

- a. That the Court pronounces the divorce of the parties;
- b. That the Court orders the Registrar of Court to notify the Director of the Public Registry with the pronouncement of the divorce between the parties so that such changes will be registered in the Public Registry.

The applicant requests that in terms of the disposition in Article 66 B of Chapter 16 of Laws of Malta, that this Honourable Court, after hearing the parties as intended in article 66 C of chapter 16 and in order to be establishes the existence of the conditions mentioned in article 66 B, pronounces the divorce between the parties as intended in the said article 66 C.

The court after noticing that CDE was notified with the procedure of the government gazette after several attempts to be notified, passed judgement in the Court sitting of Thursday 29<sup>th</sup> October 2020;

Having seen the acts of the proceedings and heard the parties' submissions.

## **DECIDE**

For these reasons the Court upholds the application and pronounces their divorce;

Orders the Court Registrar that within ten days is to inform the Director of the Public registry with the parties' divorce, in order for the said divorce to be duly registered in the Public Registry.

No costs are to be borne by parties.

Term for leave to appeal is being abbreviated to one day.

**Judge Hon. Anthony Vella**

**Cettina Gauci**

**Dep Reg**