



**CIVIL COURT
(FAMILY SECTION)**

MR. JUSTICE ANTHONY G. VELLA

Sitting of Friday 23rd June 2023

Application number: 300/2023 AGV

B B C and V K

Vs

X

The Court;

Having seen the Joint application of B B C u VK , dated 24th May 2023,

They submit with respect and confirm on oath

1. Whereas the parties married on the twenty-fifth (25th) day of December of the year two thousand and ten in the Republic of Serbia as results from the marriage certificate annexed and marked as “Document A”;
2. Whereas applicant wife **BBC** has been domiciled in Malta since the year one thousand and ninety-one and hence she satisfies the requirements in the terms of Article 66N(1)(a) of Chapter 16 of the Laws of Malta;
3. Whereas applicant husband **V K** has been residing in Malta for approximately ten years and hence he satisfies the the requirements in the terms of Article 66N(1)(b) of Chapter 16 of the Laws of Malta;
4. Whereas the parties do not have children from each other;
5. Whereas the parties are legally separated by means of a contract of personal separation dated twenty-third (23rd) day of March of the year two thousand and seventeen (2017) published in the acts of Notary Katia Farrugia Cachia, a copy of which is being attached and marked Document B;
6. Whereas no maintenance is owed by either party for them personally;
7. Whereas there is no prospect or home of a reconciliation between the parties since apart from the fact that they have been legally separated for around six (6) years, they lead totally separate lives;

8. Whereas these facts satisfy all the requirements for the obtaining of a divorce in terms of Article 66B of the Civil Code, Chapter 16 of the Laws of Malta;

Therefore applicants humble ask this Honourable Court to;

- (i) Pronounce the dissolution (divorce) of the parties' marriage;
- (ii) Order the Registrar of Courts to notify the divorce of the parties to the Director of Public Registry within the period allowed for this purpose by the same court, so that the same shall be registered in the Public Registry.

Save any other orders that this Honourable Court deems appropriate and proper.

DECIDE:

Now, therefore, the Court;

Upholds the applicants' claim.

Declares the divorce of the marriage contracted between the parties on the **25th December 2010.**

Orders the Registrar of Courts to inform within ten (10) days the Director of the Public Registry to register the divorce in the Public Registry.

Without costs.

Term for leave to appeal abbreviated to one day.

Hon. Anthony Vella

Judge

Cettina Gauci- Dep Reg