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Petition for Maintenance under Section 125 of CrPC for claiming Maintenance to Wife, Children and Parents.

IN THE COURT OF PRINCIPAL FAMILY JUDGE AT _____

CASE NO. _____ OF 20__

IN THE MATTER OF:

MRS. W _____

PETITIONER

VERSUS

MR. H _____

RESPONDENT

**PETITION FOR MAINTENANCE UNDER SECTION 125 OF
CRIMINAL PROCEDURE CODE**

MOST RESPECTFULLY SHOWETH:

The Petitioner, above named submits as under:

1. That the Petitioner No. 1 is legally wedded wife of the Respondent.
2. That marriage of the Petitioner was solemnized with Respondent on _____ at _____ according to Hindu rites and ceremonies. The marriage was registered with the Registrar of marriages at _____. After marriage Petitioner No. 1 started residing at the matrimonial home. Certified copy of the extract from the concerned register is attached herewith as **Annexure A**.
2. That for about four years, relation between Petitioner No. 1 and her husband Respondent were ordeal, but thereafter the Respondent started treating her with cruelty.
3. That on _____ the respondent turned out the petitioner from the matrimonial home and since then she has been compelled to live at her parental house.
4. That the respondent has never sent any money to the petitioner to meet her expenses and expenses of the minor child.
5. That the petitioner having no source of income is unable to maintain herself and the child.
6. That the Respondent is a Government Employee and earning Rs. 55,000/- per month Net Salary.
7. That the Respondent has no other liability, while the Petitioner is dependent upon him for her day to day expenses.
8. That the Petitioner is accordingly entitled to claim maintenance to meet her day to day expenses.

9. That this Court has the jurisdiction to entertain and try this petition as marriage between petitioner and the respondent was solemnized here and the petitioners are living within the Jurisdiction of this Court.

10. In the facts and circumstances of case mentioned herein above this Hon'ble Court may graciously be pleased to:

P R A Y E R

That the Petitioner, therefore, prays:

a) the Respondent be directed to pay monthly allowance of Rs. 17500/- by way of Maintenance; and

b) Any other relief or reliefs which the court may deem proper under the circumstances be also awarded to the petitioner.

PETITIONER

THROUGH

_____, Advocate

Place :

Date :

VERIFICATION

I, W, the Petitioner, state on solemn affirmation that whatever contained in paragraphs _____ to Para No _____ of the Petition is true to my own knowledge and that whatever contained in paragraphs No _____ to Para No _____ is based on information received and believed _____ to _____ be _____ true _____ to _____ me.

Signed and verified this _____ day of _____ 20 _____ at

PETITIONER

Format of affidavit to be filed in Support of Petition for Maintenance under Section 125 of CrPC

IN THE COURT OF PRINCIPAL FAMILY JUDGE AT _____

CASE NO. _____ OF 20__

IN THE MATTER OF:

MRS. W _____

PETITIONER

VERSUS

MRS. H _____

RESPONDENT

AFFIDAVIT

I, Mr. / Ms. _____ aged _____ years, Occupation _____ the Petitioner do solemnly affirm and say as follows:

1. That I am the Petitioner in the accompanying Petitioner under Section 125 of CrPC and well acquainted with the facts of the case.
2. That I have gone through the contents of the accompanying Petition, I reaffirm the contents of the Petition, which are not being repeated here, for the sake of brevity.
3. That the Petitioner has not remarried and has not been guilty of any conduct disentitling her to receive maintenance from the Respondent.
4. That the Petitioner does not own any movable or immovable property and has also no source of income.

Signed at _____ this _____ day of _____ 20__

DEPONENT

VERIFICATION

I, _____ the above named deponent do hereby verify on oath that the contents of the affidavit above are true to my personal knowledge and nothing material has been concealed or falsely stated therein.

Signed and verified this _____ day of _____ 20 _____ at

DEPONENT