Maintenance Application By Wife

**U/S 125 Of The Criminal Procedure Code 1973**

**IN THE COURT OF THE JUDGE. FAMILY COURT, \_\_\_\_\_\_\_\_**

Maintenance Application No. / 200\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ ) Applicant

 - Vs.-

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ ) Opponent

**APPLICATION FOR MAINTENANCE U/S 125 OF THE Cr. P.C. 1973**

The applicant above named submits this petition, praying to state as follows :

1. That the applicant is the wife of the opponent, their marriage having

been solemnized at on according to the Hindu

religion, vaidic ceremonies and ceremonies.

2.                            That the applicant prior to the marriage was known by her maiden
name as Kumari Sharmila while there is no change resulted in the
name of the opponent.

3.                          That after the marriage, the applicant and the opponent cohabited
and resided together for about two and a half years, and during this
period, the opponent begot no child.

4.                  That since the applicant did not beget a child, the opponent started
to ill-treat this applicant, and on a number of occasions, she was driven out of the matrimonial house, and then, the applicant had no other go but to stay with her parents against her and their wishes.

5.    That the applicant and her parents tried their best to convince the
opponent and his parents that the fault of not begetting a child does
not lie on the applicant, but the opponent did not listen to the same
and also did not allow this applicant to cohabit with him.

6.    That the applicant submits that she has already undergone the
necessary medical tests, and from the reports given by the specialised
experts and doctors, it is confirmed that there is no fault on the part
of the applicant for not begetting a child.

7.    That the applicant also submits that she tried to go to the applicant
for cohabitation on more than three occasions, but the opponent did
not allow her to do so, and on the contrary, he finally told the
applicant that she should never think of living and cohabiting with
him anytime in future.

8.    That the opponent is in the habit of consuming alcohol, and under
the influence of drink and his parents besting the applicant up
mercilessly.

9.    That the applicant is, thus, forced to stay with her parents who are
very poor.

10.    That the applicant is illiterate, amd she is unable to maintain
herself.

11.    That the opponent is a doctor working at the Sassoon General
Hospitals, Pune, and is drawing a salary of Rs. /- per month,
and even though he has sufficient means, the opponent has refused
and neglected to maintain this applicant, and hence, this applicant.

12.    That the applicant also submits and states that the opponent has
contracted marriage to another woman, one Mona, who is also
working in the said Hospital as a Staff Nurse.

13.    That the applicant also served upon the opponent a notice, on ,

calling upon him to pay unto the applicant a maintenance allowance @ Rs. /- per month, but the opponent has not done so, and hence this application.

14.               That the applicant is residing within the local limits of the jurisdiction of this Court, and hence, this hon’ble Court has jurisdiction to try and decide this application.

15.               That this application being chargeable with a fixed rate of Court fee, the same is paid herewith.

16.               That the applicant, therefore, prays that –

(a)  This application be kindly allowed, and the opponent be ordered to pay upto this applicant maintenance allowance @ Rs. /- per month from the date of this application;

(b)  The Costs of this application be awarded from the opponent;

And

(c)  Any other orders in the interest of justice be kindly passed.

Place

Date

Sd/-

APPLICANT

Sd/-

ADVOCATE FOR APPLICANT

**VERIFICATION**

I, Smt. the present applicant, do hereby state on solemn affirmation that the contents of this application in paras 1 to 16 are true and correct to the best of my knowledge and belief, so I have signed here under.

 Sd/-

APPLICANT