**IN THE FAMILY COURT (WEST), TIS HAZARI COURTS, DELHI**

**Maintenance Case\_\_\_\_\_\_\_ of\_\_\_\_\_\_\_\_\_\_\_\_**

In Re:-

A.B. w/o C.D. \_\_\_\_\_\_\_\_\_\_ R/o

.......Petitioner

Versus

C.D. s/o \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ residing at \_\_\_\_\_\_\_\_\_\_\_\_                                                   .......Respondent

**APPLICATION FOR MAINTENANCE BY WIFE UNDER SECTION 125 (1)(2), CR.P.C.**

The petitioner above named respectfully states as under:

1.  That applicant is legally married wife of the respondent; both of whom lived as husband and wife for two years at\_\_\_\_\_\_\_\_ and by such marriage a child was born to them on\_\_\_\_\_\_\_\_ and on the date this petition he is \_\_\_\_\_\_\_\_\_\_\_\_\_months old.

2.   That since the beginning of the marriage, the Respondent has become drunkard and has been indulging in other immoral activities.  To meet his debts he demanded Rs. 50000 from applicant’s father by way of additional dowry and for his failure to meet respondent’s demand, the applicant has been beaten and subjected to cruelty. He (Respondent) was constantly threatening to kill the applicant and was torturing her.

3.  That the respondent had stopped paying anything for house hold expresses unable to bear the cries of her starving minor son when the applicant demanded money from the respondent on\_\_\_\_\_\_\_\_\_\_\_\_\_\_ she was tied by the respondent with a pillar and a licensed gun was pointed towards her and was threatened to kill.

4.  That ultimately applicant was turned out of her matrimonial house by the respondent.  Applicant and her minor son had to live on the mercy of neighbours for two days who helped her reach her parents house on \_\_\_\_\_\_\_\_\_\_\_\_\_ and from then towards the petitioner is staying in her parents’ house at\_\_\_\_\_\_\_\_\_ along with her minor son.

5.  That Meanwhile relatives of the applicant tried to persuade the respondent to change his wayward life-style and lead a family life with dignity with his wife and minor child two needed his father’s care and attention.  But all the efforts to change the Respondent’s attitude towards his wife and child were in vain.

6.  That unable to maintain herself and her minor son, parents being old, and in an utter state of poverty, the petitioner issued a legal notice to respondent on\_\_\_\_\_\_\_\_\_\_\_\_ demanding separate maintenance for herself and her minor child, which was received by the respondent on \_\_\_\_\_\_\_\_\_\_\_\_\_\_ but the respondent neither replied the notice nor cared to come forward to maintain or make any provision for the maintenance of his wife and minor child.

7.  That respondent has got immovable assets in the form of lands and a house at \_\_\_\_\_\_\_\_\_\_\_\_\_ which fetches him monthly rent of Rs.\_\_\_\_\_\_\_\_\_\_\_ in addition he earns about Rs. \_\_\_\_\_\_\_\_\_\_\_ per month from his Telecommunication business and has no other liabilities apart from the present applicant and he leads a lavish lifestyle.

8.  That petitioner is unable to maintain herself and the minor child being illiterate she is unable to get herself any job.

**PRAYERS**

In the circumstances the respondent has sufficient cause to live separately with her child and prays that your Honour may be graciously pleased to order the respondent to make a monthly allowance for maintenance of the applicant and her minor child at the rate of Rs.\_\_\_\_\_\_\_\_\_\_ per month or at such rate as your Honour may deem fit and proper. Form the date of this application.

Petitioner

[[Petitioner Email: Identity | Signature]]

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\*\*[[Name | Uppercase]]\*\*

[[Address]]

[[Contact]]

VERIFICATION

I, above named petitioner do hereby and take oath that the contents of affidavit are true and correct with my knowledge and available record.

Date: [[Date]]

Place: [[Place]]

PETITIONER

Place : New Delhi

Dated :- /10/2014