

**ORDER ON APPLICATION FILED U/S 125(1) OF CR.P.C**

The petitioner No.1 along with the petitioner No. 2 and 3 have filed the present application U/s 125(1) of Cr.P.C. against respondent for interim maintenance of Rs. 15,000/- per month for the petitioners.

**2. The case of the petitioners in brief are as under:**

The petitioner No.1 submits that, her marriage with the respondent has been held and solemnized on 25-05-2014 at Sri Priyadarshini Wedding Hall(Coutary), situated at Srirampura K.R. Naga Taluk, as per the Hindu rituals in the presence of parents, relatives and elders of the community. During the marriage, the parents of the petitioner No.1 offered 25 grams gold neck chain, 25 Gram gold Hand chain, 7 grams of ring, 10 grams of earnings and cash of Rs. 2,00,000/- and also performed the marriage of the petitioner by offering one Fashion pro Motor cycle in favour of respondent towards dowry. After her marriage with respondent, she lead cordial matrimonial life with respondent for one and half years. During the wedlock and matrimonial life, both the petitioner

No.1 and respondent begotten two children who are the Petitioner No. 2 and 3 respectively.

**3.** Further the accordingly to the petitioner, after the span of one and half year cordial matrimonial life with the respondent has started to harass the petitioner and he has started to demand the petitioner No.1 to bring further dowry from her parents. She being unable to tolerate the harassment caused by the respondent with regard to further dowry she has left the house of matrimonial and presently staying in her parents house.

**4.** She further submits that, respondent is having sufficient source of income as he is working as Auto Driver, from which he is drawing the monthly income of Rs.30,000/- P.M. and he is also having additional source of income from the agricultural landed property in all from all source, he is earning Rs.3,00,000/- P.A. and the petitioner No.1 to 3 are finding difficulties and she is unable to maintain herself and also the petitioner No.2 and 3 for their food, cloth and other expenses. As such she has filed the present application seeking interim maintenance of Rs.15,000/- per month to the petitioner No.1 to 3.

**5.** Heard and perused.

**6.** At this stage on careful perusal of the application averments and the documents relied by the petitioner which are tendered before this court along with the petition, though according to the petitioner, the respondent having income of Rs.3,00,000/- P.A. from the agricultural properties and also from driving the auto, they have not produced any documents to show the exact income of the respondent to ensure the exact income of the respondent. But, having perused the invitation card and other documents furnished by the petitioner, it is prima-facie found that, the petitioner No.1 is the wife and Petitioner No. 2 and 3 are the children of respondent subjected to any objection that may be filed after the appearance of the respondent.

**7.** In the absence of exact source of income of the respondent, the version of the petitioners in respect of the exact income of the respondent cannot be ascertained at present. However, this court finds it just and proper to award reasonable interim maintenance to the petitioners as they are the prima-facie proved that they are the wife and childrens of the respondent till further orders by this court. Hence, this court proceeds to pass the following:

**ORDER**

Pending disposal of application filed U/s 125(1) of Cr.P.C, respondent is directed to pay total amount of Rs.3,000/- per month in favour of the petitioner No.1 to 3 until further orders by this court.

Issue orders on IA and notice to respondent returnable by 18-12-2023

(Chandan.S)  
Addl. Civil Judge & JMFC.,  
K.R.Nagar.