

A wife who is living separately on account of mutual consent between husband and wife to live separately



The order for maintenance may be modified or recalled, depending on the change in circumstances or outcome of the case



An interim order for maintenance can also be passed by the court if court is satisfied that it is a fit case to do so and the application supported by affidavit indicates sufficient reason to do so



# MAINTENANCE OF DEPENDENTS

under Section 125, Code of Criminal Procedure



National Institute of Public Cooperation  
and Child Development  
5, Siri Institutional Area, Hauz Khas,  
New Delhi 110016



National Institute of Public Cooperation  
and Child Development

## Who all are Entitled to Maintenance:



Wife who is unable to maintain herself

Both legitimate and illegitimate children



## Persons who have attained majority but are:

Unmarried daughters



Physically or mentally challenged children, who cannot maintain themselves



Father or mother, unable to maintain himself or herself



Wife includes a divorced woman who has not remarried after divorce from her husband



## Who is not Entitled to Maintenance:



A divorced woman who has remarried



A wife who does not live with husband and has no reasonable cause

A wife who is living in adultery

