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Shashi Dhara

She has right to claim maintenance if she's not remarried .

Discussion

divorce

married with out divorce

divorce copy does not have

of divorce on it

mutual divorce in 1 day

for maintenance

section 18,19

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party should bring documents related from the Advocate on wife's side, and if no documents available except divorce decree of the husband.

Can the son's of wife file a case of maintenance in person and plead accordingly?

Thanks in advance

PD

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7 months ago



Shashi Dhara

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pdikshitkumar

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Shashi Dhara

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Usually X party divorce can be challenged by set aside of exparty decree by filing petition.but in Ur case it shows it u have not taken seriously till today.if he was child at that time how did the court give so easy decree. After 22yrs why do u want maintenance upto to today who were serving wethethet



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No son cannot claim maintenance on behalf of mother .
Contact local advocate and take his advice.

7 months ago



Sachin

N.A

Likes: 242

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Originally posted by : pdiksh*tkumar

Dear Sir/Madam,



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Originally posted by : Sachin

She can claim maintenance but chances are very low.

“ Because opposite party will ask how did she managed to survive till the filing of case. And obviously it will prove the earning capacity of her. And person having earning capacity is not entitled to get maintenance.

At the time of this case, when wife filed for maintenance, the husband who is a government employee, always found all the

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possible ways to escape in accepting the order of maintenance and lastly, he started getting absconded from his duties for 3 to 6 months' period and this happened multiple times and he absconded from duties many number of times; experiencing this behavior from husband, wife got vexed and

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Shashi Dhara

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