

[SC] CrPC S. 125 - Order dismissing the petition under Section 125 on the sole ground that the wife was a working lady and had income from properties, as such, she may be able to maintain herself out of the said income - Set aside - Husband, a graduate in Engineering and his income is Rupees twenty thousand - Wife's returned income shows that she was earning even less than Rupees nine thousand per month - It is not possible for the wife to maintain herself in the town of Agra with the income of less than Rupees nine thousand per month - The husband, is liable to pay some amount of maintenance to the wife so that she may be able to maintain herself - Rupees five thousand per month to be paid to the wife by way of maintenance from the date of filing of the petition under Section 125 Cr.P.C.

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