

How to Fight



and Reduce Maintenance

under CrPC 125 and DV Act

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How to Fight and Reduce Maintenance under CrPC 125 and DV Act

How To Fight And Reduce Maintenance Under Crpc 125

Shewli Kumar



How To Fight And Reduce Maintenance Under Crpc 125:

Adjudication in Religious Family Laws Gopika Solanki, 2011-04-25 This book argues that the shared adjudication model in which the state splits its adjudicative authority with religious groups and other societal sources in the regulation of marriage can potentially balance cultural rights and gender equality In this model the civic and religious sources of legal authority construct transmit and communicate heterogeneous notions of the conjugal family gender relations and religious membership within the interstices of state and society In so doing they fracture the homogenized religious identities grounded in hierarchical gender relations within the conjugal family The shared adjudication model facilitates diversity as it allows the construction of hybrid religious identities creates fissures in ossified group boundaries and provides institutional spaces for ongoing intersocietal dialogue This pluralized legal sphere governed by ideologically diverse legal actors can thus increase gender equality and individual and collective legal mobilization by women effects institutional change

Adjudicating Family Law in Muslim Courts Elisa Giunchi, 2013-12-04 While there are many books on Islamic family law the literature on its enforcement is scarce This book focuses on how Islamic family law is interpreted and applied by judges in a range of Muslim countries Sunni and Shi a as well as Arab and non Arab It thereby aids the understanding of shari a law in practice in a number of different cultural and political settings It shows how the existence of differing views of what shari a is as well as the presence of a vast body of legal material which judges can refer to make it possible for courts to interpret Islamic law in creative and innovative ways

The Maintenance and Welfare of Parents and Senior Citizens Act, 2007 - An Analysis Dr. E. Ajitha, 2025-05-16 The demographic trends of the Indian population have necessitated concerted action by the legislature and the executive on the policy front to be prepared as a nation to manage the consequences of a growing aged population The situation of increasing aged population is increasingly a grave concern to the administration as lifestyle and family dynamics change Till a couple of decades back the joint family system was a safety net that provided security and care to the elderly But in recent decades with the breakdown of the joint family system the elderly are left without support Therefore the responsibility of the state towards the elderly population is heightened To address this concern of ensuring the physical psychological and medical needs of senior citizens the first elder law of India The Maintenance and Welfare of Parents and Senior Citizens Act 2007 was enacted The objective of the Act is to ensure the maintenance and welfare needs of the senior citizens and parents are provided for by the family This book analyses the Act in totality and also throws light on the international initiatives which facilitated the national policy in this regard It also looks at the personal laws with regard to maintenance and welfare of parents and senior citizens The lacuna in the Act are also highlighted The Maintenance and Welfare of Parents and Senior Citizens Amendment Bill 2019 was introduced in the parliament in 2019 but it is still pending The Bill attempts to address some of the issues in the Act of 2007 The Bill expands the concept of children to include stepchildren adoptive children children in law and legal guardians of minor children According to the Act of 2007 children

may be ordered by Maintenance Tribunals to pay their parents a maximum of Rs 10 000 in maintenance each month This upper limit on the maintenance cost is eliminated by the Bill The Act allows older persons to challenge the Maintenance Tribunal s rulings The Bill permits family members and children to appeal Tribunal rulings as well According to the Bill the Tribunal may issue a warrant to collect the unpaid sum if the children or family members disregard maintenance orders If the fine is not paid there is the potential for a one month jail sentence or until the money is paid The Bill outlines regulations for both private senior care facilities and organizations that offer in home care services The ceiling on maintenance fee is eliminated under the Bill When determining the amount of maintenance the Tribunals must take into account i the parent s or senior citizen s level of living and income and ii the children s For abandonment of senior citizen or parent the punishment is enhanced Punishable with imprisonment between three and six months or a fine of up to Rs 10 000 or both Even as the amendment Bill is yet to come into force the tribunals and courts have been trying cases pertaining to the Act of 2007 albeit without much clarity in certain sections Section 16 is one such section where different high courts have taken different views Whereas the Bombay High Court following the Paramjit Saroya case AIR 2014 PUNJAB AND HARYANA 121 has allowed appeal by children permissible under section 16 in *Ridhi and Another v Prathiba and Others* 2024 SCC Online Bombay 1690 recently the Division Bench Karnataka High Court in *K Lokesh v The Bangalore District Maintenance M Tamil Selvan and Another v District Collector and others* 2024 SCC Online Mad 7377 But in *Urmila Dixit v Sunil Sharan Dixit* Civil Appeal No 10927 of 2024 the Supreme Court reversed its order in *Sudesh Chikara s case* and has held that tribunals are empowered to not only render the transfer deed void but also to order the possession back to the parents even if the stipulation under Section 23 is not fulfilled in order to reinstate the rights of the parents and senior citizens The Court further stated that the Act is a beneficial legislation meant to lend a helping hand to elders who are left alone due to withering of joint family system and that its provisions should be interpreted liberally and not in the strict sense to protect their rights The Supreme court has in the case of *Dr Ashwani Kumar versus Union of India and Others* PIL No 193 2016 2019 2 SCC 636 pointing at the poor implementation of the Elder Act emphasized the importance of execution of the Act effectively in order to guarantee that older citizens statutory and fundamental rights such as the right to shelter healthcare and dignity are fulfilled The Supreme Court underlined the necessity of ongoing and recurring oversight to guarantee the successful execution of the Elder Act 2007 and support the advancement of senior persons well being Therefore it is imperative that the amendment Bill that has been pending for years is updated to meet the evolving social dynamics and enacted to ensure objective of the elder care law is attained in letter and spirit

The Gendered Terrain of Maintenance for Women Shewli Kumar, 2017-07-24 This book is an effort to describe and analyze the reasons why women seek maintenance from their estranged husbands under 125CrPC Despite the changing development paradigm in India which is redefining gender roles making women more visible in the economic arena as well as in certain positions of power a large number of women continue to depend on men for sustenance

and survival The cultural construct of women being dependent needing protection and as symbols of honor of their families and community continue to haunt them throughout their life While violence against women is one part of the increasing patriarchy in society on the other hand the dependency of women continues to be another reality reinforced by socio cultural norms and traditions In India within its diverse population women s experiences of childhood adolescence and marriage follow complex patterns This book explores the 125CrPC a common law for maintenance which is one legal measure that women use to find a way out of destitution and get financial relief when a marriage ends It makes an effort to locate the real life experiences of women in Delhi who are seeking maintenance the diversities in these experiences and explains the varied reasons as to why they need to do so It also looks into why and how they reached the dependent status and what their experiences are while litigating for maintenance in the courts It unravels the trials that they go through to prove their wifehood as chaste obedient and pure so they may be granted maintenance and this is significantly highlighted in the book

Routledge Handbook of Gender in South Asia Leela Fernandes, 2021-11-15 This new edition of the Routledge Handbook of Gender in South Asia provides a comprehensive overview of the study of gender in South Asia The Handbook covers the central contributions that have defined this area and captures innovative and emerging paradigms that are shaping the future of the field It offers a wide range of disciplinary and interdisciplinary perspectives spanning both the humanities and social sciences focusing on India Pakistan Bangladesh and Sri Lanka This revised edition has been thoroughly updated and includes new chapters thus adding new areas of scholarship The Handbook is organized thematically into five major parts Historical formations and theoretical framings Law citizenship and the nation Representations of culture place identity Labor and the economy Inequality activism and the state The Handbook illustrates the ways in which scholarship on gender has contributed to a rethink of theoretical concepts and empirical understandings of contemporary South Asia Finally it focuses on new areas of inquiry that have been opened up through a focus on gender and the intersections between gender and categories such as caste ethnicity sexuality and religion This timely study is essential reading for scholars who research and teach on South Asia as well as for scholars in related interdisciplinary fields that focus on women and gender from

comparative and transnational perspectives **Indian Feminisms** Geetanjali Gangoli, 2016-05-23 Contributing to debates on feminism this book considers the impact made by feminists in India from the 1970s Geetanjali Gangoli analyses feminist campaigns on issues of violence and women s rights and debates on ways in which feminist legal debates may be limiting for women and based on exclusionary concepts such as citizenship She addresses campaigns ranging from domestic violence rape pornography and son preference and sets them within a wider analysis of the position of women within the Indian state The strengths and limitations of law reform for women are addressed as well as whether legal feminisms relating to law and women s legal rights are effective in the Indian context The question of whether legal campaigns can make positive changes in women s lives or whether they further legitimize oppressive state patriarchies is considered The recasting of caste and

community identities is also assessed as well as the rise of Hindu fundamentalism and the ways in which feminists in India have combated and confronted these challenges Indian Feminisms will interest researchers and students in the areas of feminism law women s movements and social movements in India and South Asia more generally Asian Muslim Women Huma Ahmed-Ghosh,2015-09-11 Presents multifaceted aspects of Asian Muslim women s lives and agencies This book resists the homogenization of Muslim women by detailing the diversity in their lives and by challenging the dominant paradigm of Arabized Islam as the sole interpreter of the faith Though much has been written on the Middle East there is a huge gap in research on Asia which has two thirds of the world s Muslim population These essays reveal that the lives of Muslim women are impacted not only by Islam but also by local politics class religion and ethnicity Through ethnographic research and other methodologies the contributors describe how economic globalization construction of sexualities and diasporic expectations shape women s lives The book focuses on women s negotiations and resistances to global national and local patriarchies in an attempt to empower themselves This book s greatest strength is the diversity of its scope both geographically and thematically without reducing Muslim women to particular roles and or identities Bahar Davary author of *Women and the Qur an A Study in Islamic Hermeneutics* *Compendium on Good Practices in Police: Gender issues* ,2004 *Whose News?* Ammu Joseph,Kalpna Sharma,2006-08-04 *Whose News* The Media and Women s Issues 1994 quickly became an international classic which was widely used The decade that has passed since its publication has witnessed dramatic developments in the media environment across the world As a consequence the coverage of gender issues in the media today has to be viewed and evaluated against the background of globalization in general and media globalization in particular This is just what this new and updated edition of the pioneering book does In particular it addresses the set of questions that has arisen in recent years concerning women s access to the media and to information as users their participation in media and communication structures and their portrayal and perspectives in media content This new edition retains its unique gender analysis of media content and situates views and evaluates the coverage of gender issues in the media within the context of recent trends in both the economy and the media industry Employing a novel and nuanced methodology it offers a distinctive view of the history of both the media and the women s movement in India as the 20th century gave way to the 21st It also examines current media coverage of women s issues such as dowry related violence rape sex selection Muslim women s legal rights and the practice of sati *Advances in Prostate Cancer* Gerhard Hamilton,2013-01-16 Prostate cancer is one of the most common types of cancer in men and its treatment was constricted to surgery for confined state and androgen ablation for advanced disease until new options have become available The present book covers a broad range of novel aspects of prostate cancer diagnosis treatment and patient care as well as new research on relevant cell biology In detail this special volume focusses on supportive modalities for prostate cancer patients appropriate selection of novel therapeutic regimens including inhibitors of steroidal synthesis cytotoxic agents as well as intermittent androgen suppression and the roles of

prostate cancer stem cells and inflammatory processes **Islam in South Asia in Practice** Barbara D. Metcalf, 2009-09-08
This volume of Princeton Readings in Religions brings together the work of more than thirty scholars of Islam and Muslim societies in South Asia to create a rich anthology of primary texts that contributes to a new appreciation of the lived religious and cultural experiences of the world's largest population of Muslims. The thirty-four selections translated from Arabic, Persian, Urdu, Bengali, Tamil, Gujarati, Hindavi, Dakhani, and other languages highlight a wide variety of genres many rarely found in standard accounts of Islamic practice from oral narratives to elite guidance manuals from devotional songs to secular judicial decisions arbitrating Islamic law and from political posters to a discussion among college women affiliated with an Islamist organization. Drawn from premodern texts, modern pamphlets, government and organizational archives, new media, and contemporary fieldwork, the selections reflect the rich diversity of Islamic belief and practice in South Asia. Each reading is introduced with a brief contextual note from its scholar translator and Barbara Metcalf introduces the whole volume with a substantial historical overview **A LANDMARK ON THE INDIAN CONSTITUTION** Prasanna S, 2023-09-04
In the heart of India's rich legal history lies an extraordinary tale that changed the course of the nation's destiny. *A Landmark on the Indian Constitution* delves into the captivating story of a pivotal moment in the journey of India's democracy. This meticulously researched and engagingly written book explores the untold story of a landmark case that challenged the very foundations of the Indian Constitution. It takes readers on a fascinating journey through the corridors of power, the intricacies of legal arguments, and the passionate debates that echoed in the hallowed halls of justice. The book introduces us to the remarkable individuals who played pivotal roles in this constitutional saga from the brilliant lawyers who argued the case to the visionary judges who rendered the historic verdict. It uncovers their personal struggles, their unwavering commitment to justice, and the sacrifices they made for the ideals they held dear. As readers embark on this intellectual and emotional journey, they will gain a deeper understanding of the Indian Constitution and the principles that underpin it. *A Landmark on the Indian Constitution* is not just a legal narrative; it's a story of courage, conviction, and the enduring spirit of democracy. This book is a must-read for anyone interested in the intricacies of Indian law, the evolution of democracy, and the indomitable human spirit that shapes the destiny of nations. Please note that this is a fictional description and there may not be an actual book with this title or content. If you have any specific questions or would like to discuss a different topic, please feel free to ask **Child Rights in India** Asha Bajpai, 2018-02-15
Legislation is one of the most important tools for empowering children. It reflects the commitment of the state to promote an ideal and progressive value system. Recent years have seen several key developments in the law, policy, and practice related to child rights. Significantly, with the adoption of the United Nations Convention on the Rights of the Child in 1989, a rights-based approach has acquired prominence in the child rights discourse across the world. The book analyses the laws in the light of court judgments and policy initiatives taken in India. It also examines the interventions and strategies employed by non-governmental

organizations in recommending legislative reforms in support of children This fully revised third edition focuses on the new legal developments in India such as the Juvenile Justice Care and Protection of Children Act 2015 the new Central Adoption Resource Agency guidelines the Right of Children to Free and Compulsory Education Act 2009 and the National Food Security Act 2013 thus attempting to integrate the law in theory and field practice **Muslim Politics in India** Srikanta Ghosh,1987

Women and Domestic Violence Law in India Shalu Nigam,2019-08-29 This book critically examines domestic violence law in India It focuses on women s experiences and perspectives as victims and litigants with regard to accessibility to law and justice It also reflects on the manner in which the legal process reproduces gender hierarchies This volume Analyzes the legal framework from a gender perspective to pinpoint the inherent stereotypes prejudices and discriminatory practices that come into play while interpreting the law Includes in depth interviews and case studies and explores critical themes such as marriage rights family violence property and the state Presents alternatives beyond the domain of law such as qualitative medical care and legal aid facilities shelter homes short stay homes childcare facilities and economic and social security provisions to survivors and their children Drawing on extensive testimonies and ethnographic studies situated in a theoretical framework of law this book will be of great interest to scholars and researchers of law gender human rights women s studies sociology and social anthropology and South Asian studies *Indian*

Women--revisited Devaki Jain,C. P. Sujaya,2014 Contributed articles on feminist s rights in India The Lotus Years Ashwini Bhatnagar,2019-12-20 He was their Next Big Hope after the first one had been dashed to the ground When Rajiv Gandhi became prime minister in 1984 it was for him a baptism of fire The tumultuous years that followed witnessed the beginnings of economic reform and the stemming of regional insurgency on the one hand and the drama of the Shah Bano case and the Bofors scandal on the other events that sent tremors through the country and its political establishment As a journalist covering politics from the time of Indira Gandhi s reign Ashwini Bhatnagar observed at close quarters the consequences of the transition from iron handed rule to one of earnest naivety the calculations of the country s foremost political players dramatic election campaigns and the unwieldy workings of dynastic politics In *The Lotus Years* Ashwini draws from his field notes to weave a remarkable chronicle that brings together the life of a reluctant prime minister the inner dynamics of his powerful family and the story of a maturing democratic nation laying bare the intricacies and dissonances of political life in India

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Quest for Justice Mengia Hong Tschalaer, 2017-07-04 This book is an urban ethnographic study of several Muslim women's organisations in northern India. These organisations work to carve out spaces that allow for the articulation of alternative experiences and conceptions of religion and justice that challenge Islamic orthodoxy as well as the monopoly of the Indian state in the domain of family law. While most analyses on reform efforts within Muslim family law in India have focused on women's protection within the state legal system, this book offers the rare opportunity to understand how organised groups of Muslim women's rights activists contest marginalising forces present in the family and criminal courts, Shariat courts, local mosques, workplace, legislature, and legal documents. It pushes against troubling assumptions that Islam is incompatible with ideas of women's rights and that the State is the only dispenser of justice and offers new directions for studies on the dispersed nature of women's identities in Islamic family law.

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