

Sub Code: - LL.B. 303

Roll No.....

SEMESTER EXAMINATION 2022-2023

II Year, III Sem LL.B

FAMILY LAW -II

Duration: 3:00 hrs

Max Marks: 70

**Note: Attempt all questions. All questions carry equal marks. In case of any ambiguity or missing data, the same may be assumed and state the assumption made in the answer.**

Q 1.	<p><b>Answer any four parts of the following within 100 to 125 words.</b></p> <p>a) The period for which the union is to last should be fixed at the time when the muta is contracted.” Explain the nature and essentials of Muta Marriage.</p> <p>b) State the legal status or validity of such marriages-</p> <ul style="list-style-type: none"><li>i. Marriage with a fifth Wife during the lifetime of four wives</li><li>ii. Marriage with a woman undergoing Iddat</li><li>iii. Marriage of a Shia Muslim with a Hindu.</li></ul> <p>c) “Need for Implementation of Uniform Civil Code in India.” Comment</p> <p>d). Explain the rules regarding the presumption of Legitimacy under Mohammedan Law and sec 112 of the Indian Evidence Act.</p> <p>e) Write short notes on-</p> <ul style="list-style-type: none"><li>i. Doctrine of Aul and Rudd.</li><li>ii. Kharcha-e-Pandan</li></ul> <p>f) “Legal disability means the existence of certain circumstances under which marriage is not permitted.” Discuss in brief the Absolute incapacity to marry.</p>	4x3.5=14
Q 2.	<p><b>Answer any four parts of the following within 100 to 125 words</b></p> <p>a) Answer the following-</p> <ul style="list-style-type: none"><li>i. Where a Muslim male and a female Contract marriage under the Special Marriage Act. Does Muslim law apply to them?</li><li>ii. On the death of the husband Iddat is observed by a widow for how many months or days?</li></ul> <p>b) Explain the main points of difference between Shia and Sunni Laws of Marriage.</p>	4x3.5=14

	<p>c) Write short notes on-</p> <ol style="list-style-type: none"> <li>i. Letter of Administration</li> <li>ii. Probate</li> </ol> <p>d) Distinguish between Khula and Mubarat.</p> <p>e) “Dower is payable immediately on marriage and on dissolution either by death or divorce.” Discuss various types of Dowers payable to a woman.</p> <p>f) Explain the concept of Option of Puberty (Khyar-ul-Bulugh) in the case of marriage of a minor contracted by the guardian.</p>	
Q 3.	<p><b>Answer any two parts of the following within 200 to 250 words</b></p> <ol style="list-style-type: none"> <li>a) “Muslim marriage is a civil contract, not a sacrament” Critically examine the nature of Muslim Marriage in the light of relevant case laws.</li> <li>b) Elucidate the Grounds available to a Muslim Woman to obtain a decree for the dissolution of her marriage under the Dissolution of Muslim Marriage Act, 1939.</li> <li>c) “Triple talaq was declared to be manifestly arbitrary and violative of Article 14 of the Constitution.” Discuss the status of Triple Divorce present in the Scenario. Cite Case Laws.</li> </ol>	2x7=14
Q 4.	<p><b>Answer any two parts of the following within 200 to 250 words</b></p> <ol style="list-style-type: none"> <li>a) Does a Muslim woman has the right to be maintained after the Dissolution of Marriage? Can a Muslim Woman Claim Maintenance under section 125 CrPC? Judicial Response.</li> <li>b) “The entire system of Muslim Law has been built upon divine sources” Discuss in brief various primary sources of Muslim Law.</li> <li>c) “Will is the conferment of right to one’s property on another.” Explain the Testamentary Power, its limits and Revocation of Will</li> </ol>	2x7=14
Q 5.	<p><b>Answer any two parts of the following within 200 to 250 words</b></p> <ol style="list-style-type: none"> <li>a) Explain the Concept of Dower (Mehtar). What are the rights of a Wife in case of non-payment of the Dower by the husband?</li> <li>b) Define Hiba (Gift) under Muslim Law and its essentials. Can a gift be revoked?</li> <li>c) Throw light upon the concept of the Guardian. Also, discuss kinds and powers of Guardians under Muslim Law.</li> </ol>	2x7=14

\*\*\*\*\*

