

LL. B. (3 YEAR DEGREE COURSE) SEM-IV (2015 COURSE)
(CHOSE BASED CREDIT SYSTEM) : SUMMER - 2018
SUBJECT: FAMILY LAW – II

Day: **Saturday**
Date: **12/05/2018**

S-2018-1380

Time: **10.00 AM TO 01.00 PM**
Max Marks. 60

N.B.

- 1) All questions are **COMPULSORY**.
 - 2) All questions carry **EQUAL** marks.
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Q.1 a) The Hindu Adoption and Maintenance Act, 1956 has accepted only the secular object of adoption. Explain important provisions relation to adoption under this Act. **(12)**

OR

- b)** "A will matures after the death of the testator." Comment and explain the law relating to Will under Indian Succession Act, 1925.

Q.2 a) The Hindu Succession Act, 1956 has made profound changes in the position of the daughter in coparcenary. Comment in the light of latest Amendment. **(12)**

OR

- b)** Explain in detail Hanafi Law of inheritance under Muslim Law.

Q.3 Write a short note on: **(12)**

- a)** Doctrine of Mushaa
- b)** Hizanat

OR

- a)** Intestate Succession of Parsi persons
- b)** Son's pious obligation

Q.4 a) Explain provisions relating to maintenance to wife under Muslim Law and discuss the effects of Shahbano's judgment on a Muslim women's right of maintenance. **(12)**

OR

- b)** Discuss the essentials of Hiba under Muslim Law. Explain Hiba – bil - iwaz, Hiba-ba-shart-ul-iwaz, Sadaqah and Ariyat in brief.

Q.5 a) 'A' and 'W' are husband and wife. A's son 'B' is born in 1950. 'B' has got some separate property of his own. 'A' will be entitled to act as the natural guardian of property and person of 'B'. 'A' dies in the year 1957 leaving his widow 'W' and minor son 'B' before his death. 'A' by executing a will appointed 'C', his brother as the guardian of 'B'. After the death of 'A' a dispute arose between 'W' and 'C' about the right of guardianship over 'B'. Decide the guardianship over 'B'. **(12)**

- b)** Mutawalli

OR

- a)** Shabnam Hashmi v/s Union of India (2014) 4 SCC 1
- b)** Intestate succession of Christian person