

**LL. B. (3 Year Degree Course) SEM-IV (2015 Course) (Chose Based
Credit System) : WINTER - 2018
SUBJECT: FAMILY LAW – II**

Day : Monday
Date : 22/10/2018

W-2018-1521

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 Succession (Amendment) Act, 2005 has given a huge relief to the daughters to fight with the discrimination on the ground of gender and the consistent oppression and negation of their fundamental right of equality.' Comment.

OR

b) Discuss the concept of adoption according to the Hindu Adoptions and Maintenance Act, 1956. Explain as to who may be taken in adoption and who may give in adoption.

Q.2 a) 'The general principle that a Mohammedan cannot by will dispose of more than one third of his estate after payment of funeral expenses and debts is capable of being avoided by the consent of all the heirs.' Discuss the general rules of wasiyat under Islamic rules.

OR

b) Explain the provisions of Indian Succession Act, 1925 regarding execution of privileged will and unprivileged will.

Q.3 a) 'A hiba of immovable property made by a Muslim is valid even if it is not registered under the Transfer of Property Act, 1882.' Explain the different kinds and procedure of hiba.

OR

b) Explain the provisions of Indian Succession Act, 1925 regarding intestate succession for Christians and Parsis in brief.

Q.4 Write short notes on **ANY THREE** of the following:

- a) Sharers and Residuaries under Hanafi Law
- b) Wakf
- c) Streedhan
- d) Modes of Partition
- e) Maintenance to dependants under Hindu law

OR

Write short notes on any three of the following:

- a) Features of Muslim Women (Protection of Rights on Divorce) Act, 1986
- b) Hizanat
- c) Karta
- d) Agnates and Cognates
- e) Powers of Natural Guardian under Hindu Law

Q.5 Solve the following:

- a) Write a Case comment on Shreya Vidarthi v. Ashok Vidarthi
- b) A Hindu died without leaving a will. He was not married. He has one surviving brother, 2 surviving sisters and their children. Divide his property.

OR

- a) Write a Case comment on Githa Hariharan v. Reserve Bank of India
- b) 'X' a film actress aged 48 years intends to adopt a male aged 32 years. Discuss the validity and effects of this adoption under Hindu Law