

B.B.A. LL.B. (FIVE YEAR DEGREE COURSE) (CBCS - 2015 COURSE)
B.B.A. LL. B. Sem - V : WINTER : 2021
**SUBJECT: FAMILY LAW-II (MATRIMONIAL PROPERTY, GUARDIANSHIP
& ADOPTION)**

Day : Tuesday
Date : 18-01-2022

W-12544-2021

Time : 10:00 AM-12:30 PM
Max. Marks: 60

N.B.

- 1) All question are **COMPULSORY**.
 - 2) All questions carry **EQUAL** marks.
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Q.1 A) Discuss the capacity of a Hindu female and formalities to take a daughter in adoption under Hindu Adoptions and Maintenance Act.

OR

B) Explain the meaning of Wakf. Discuss the essentials of a Muslim Wakf and legal incidents of a Wakf.

Q.2 A) Whether Section 125 of Criminal Procedure Code is secular provision? Elaborate the provision with latest and leading case laws.

OR

B) Explain the special features of Mohammedan Law of Inheritance in detail.

Q.3 A) "A will matures after the death of the testator." Comment on the statement with relevant provisions which is available under Indian Succession Act, 1925 relating to the will.

OR

B) Who is the Testamentary guardian? What are the powers vested to such guardian? When the appointed Testamentary guardian is entitled to act as a guardian of the minor under Hindu Law?

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

- a) Hizanat
- b) Hiba – bil – iwaz
- c) Intestate succession of Parsi Persons
- d) Rights of a female coparcener
- e) Class I and Class II heirs

Q.5 A) X, a Hindu died intestate in 2012 survived by parents F and M and a surviving spouse W. X had two sons S₁ and S₂ and two daughters D₁ and D₂. X, also had an illegitimate son S₃. S₁ during a family fight killed D₁ in 2010. D₂ in 2008 converted to Muslim faith. Ascertain the shares of aforesaid relatives in X's property.

B) Shreya Vidyarthi v. Ashok Vidyarthi.

OR

A) X, a Sunni Muslim died survived by parents M and F, surviving spouse W, a son S₁, a daughter D, and a widow S₂W of predeceased son. Discuss who will get the property and what would be the quantum of their shares.

B) Daniel Latif v. Union of India.

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