

FAMILY LAW – II: MOHAMMEDAN LAW AND INDIAN SUCCESSION ACT

MARCH/APRIL 2021

UNIT – I

1. (a) Explain various schools and sub-schools of Muslim Law.

OR

- (a) “Muslim marriage is essentially a contract”. Elucidate.
(b) A Muslim widow is in possession of her husband’s land in lieu of dower money. She is not ready to give possession of the house to other heirs of her husband until her dower amount is paid. Is her decision justifiable?

OR

- (b) Pushpa, a hindu woman, embraces islam and marries Rizwan, a muslim. Later she re-embraces Hinduism and marries Rajesh, a hindu, without divorcing Rizwan. Rizwan wants to prosecute Pushpa for bigamy. Advice him.

UNIT – II

2. (a) What is acknowledgement of paternity? Explain the conditions of valid acknowledgement.

OR

- (a) Discuss the right of a muslim woman to claim maintenance.
(b) Write a short note on Khula.

OR

- (b) Write a short note on de facto guardian.

UNIT – III

3. (a) Discuss the testamentary powers of a muslim and the limits on such powers.

OR

- (a) Define “Wakf”. Explain the essentials of a valid Wakf.
3. (b) Write a short note on loss of right of pre-emption.

OR

- (b) Write a note on revocation of gift.

UNIT – IV

4. (a) What is “domicile”? Explain the important provisions of Indian Succession Act relating to domicile.

OR

- (a) Who are the sharers under Sunni Law? Explain the doctrine of Aul and Rudd.
- (b) Advi, a Parsi dies leaving behind him his wife, father, mother and two sisters. Distribute his property.

OR

- (b) ‘X’ an executor appointed by ‘Y’, paid the legacies created by ‘Y’ in his will first. After that the assets of ‘Y’ were found insufficient to pay the debts incurred by ‘Y’. Advise aggrieved creditors.

UNIT – V

5. (a) Define privileged will. Explain the rules relating to the execution and revocation of a privileged will.

OR

- (a) Explain the provisions of the Indian Succession Act, 1925 regarding protection of property of deceased.
- (b) Write short note on jurisdiction of Family Court.

OR

- (b) Raju bequeathes to his son Manu the gold chain presented to him by his uncle. Raju converts this chain into bracelet. Manu claims this bracelet after the death of Raju. Is his claim valid?