

Reg. No. :

Name :

**Fourth Semester B.A. LL.B./B.Com. LL.B./B.B.A. LL.B
(Five Year Integrated) Degree Examination, November 2019**

Paper V : FAMILY LAW – I

Time : 3 Hours

Max. Marks : 80

PART I

I. Answer any **five** questions. Each question carries **2** marks. Answer should not exceed 60 marks :

1. Custom as a source of Hindu Law.
2. Bigamy under Hindu Marriage Act.
3. Testamentary guardian.
4. Doctrine of relation back.
5. Iddat.
6. Jurisdiction of family court.
7. Talak-ul-biddat.
8. Notice of intended marriage under Christian Marriage.

(5 × 2 = 10 Marks)

PART II

II. Answer any **four** questions. Each question carries **4** marks. Answer should not exceed 120 words :

1. Discuss the concept of a Hindu marriage as conceived under Hindu Marriage Act. Explain whether the same is sacramental or contractual?
2. Discuss the essential conditions under Christian Marriage Act for a valid marriage.
3. Briefly explain "Shah Banoo Begum's case, regarding the right of a Muslim women to claim maintenance.
4. Discuss the conditions regarding the acknowledgement of paternity under Muslim Law.
5. Examine the powers of a guardian under Hindu Law and the procedure to alienate the property of a minor.

(4 × 4 = 16 Marks)

PART III

III. Answer any **four** questions. Each question carries **6** marks :

1. A, a Hindu male was married to 'B', a Hindu girl in 1965. Later B, the wife converts to Christianity. A files a suit for declaration of nullity of marriage. Will he succeed? Give reasons.

2. 'X', a Hindu widow adopts a male child. Later she remarries to 'Y'. Is 'Y' the adoptive father of child adopted by 'X'? Support your answer with reasons.
3. 'X' a Hindu girl aged 25 years, wants to marry her maternal uncle's son aged 24 years under special Marriage Act. The authority disputes as it is not legal according to Special Marriage Act. Do you agree with this? Give reasons.
4. 'X', a Sunny Muslim wants to marry a girl who is neither Muslim nor Kitabia. Is it permitted? What is the legal effect of such marriage? Would it make any difference as to its legal effects in case a Shia Muslim male wants to marry a non-Muslim girl?
5. 'X' a Muslim marries a minor girl who has not yet attained the age of puberty. He wants to file a suit to get the custody of his minor wife from her mother. Will he succeed? Give reasons.

(4 × 6 = 24 Marks)

PART IV

IV. Answer any **three** questions. Each question carries **10** marks. Answer should not exceed 300 words :

1. Distinguish between 'Judicial Separation' and 'Divorce' under Hindu Marriage Act. Explain "Cruelty" and "Adultery" as grounds of divorce with illustrations.
2. What is Remarriage? Explain the procedure and legal effect of remarriage of divorced couples under Hindu law, Muslim law and Special Marriage Act.

3. Explain the different modes of 'Talak' and its legal validity with suitable illustrations/case laws.
4. Explain the rights and capacity of Adoption under Hindu Adoptions and Maintenance Act, 1956.

(3 × 10 = 30 Marks)