

2023

CP 04—FAMILY LAW—I

Part I (Answer any five questions. Each question carries 6 marks):

1. Discuss the concept of Hindu marriage under Hindu Marriage Act 1955. Explain whether a Hindu marriage is sacramental or contractual?
2. Among all the sources of Muslim law, Quran is the paramount source- Discuss?
3. What are the conditions relating to solemnization of marriage under Indian Christian Marriage Act, 1872 ?
4. Define Nikah? What are the legal incidents of a valid Muslim marriage?
5. What are the rights & powers of a natural guardian ?
6. Section 125 CrPC 1973 is applicable to Muslim woman, explain with the help of leading cases?
7. State the powers & procedure of the Family Court?
8. What are the various factors to be taken in to consideration in determining the quantum of maintenance to a dependant under the Hindu Adoption & Maintenance Act, 1956

Part II (Answer any two questions. Each question carries 10 marks):

1. A, a Hindu boy aged 20 years loves B a Hindu girl aged 16 years. They go to a temple and take a vow that they are now husband and wife. A does not disclose this fact to his parents. Subsequently A's marriage is duly solemnised with W, by his father. Can A be prosecuted for bigamy ?
2. X a Muslim at the time of marriage transferred some portion of his immovable property to his wife Y towards the payment of dower. On the death of her husband Y sold the property towards realisation of dower amount. The legal heirs of X filed a petition to set aside the sale, Decide?
3. Rakhee, a Hindu widow adopts a male child Surya. Later she remarries Rahul. Is Rahul the adoptive father of Surya ? Who is having the capacity to give Surya in adoption ?

Part III (Answer any two questions. Each question carries 12½ marks):

1. "The Hindu Adoption and Maintenance Act 1956 is a piece of progressive legislation"— Explain?
2. Discuss how far the cruelty is a valid ground for divorce under Hindu law ? Distinguish between physical & mental cruelty?

3. Discuss various methods of divorce under Muslim law and explain the position of Muslim woman in this regard?