

BDL/M12  
FAMILY LAW-II  
Paper-203

Time allowed : 3 hours] [Maximum marks : 100

*Note : Attempt four questions from Unit-I to IV, selecting one question from each unit. Unit-V consists of eight parts, attempt any four parts. All questions carry equal marks.*

Unit-I

1. Discuss the various schools of Muslim Law and point out their differences.
2. What are the different forms and modes of divorce under Muslim Law ? Discuss.

Unit-II

3. Discuss the provisions of Muslim Law concerning guardianship for marriage.
4. What is the object behind making the gift under Muslim Law and who can make a valid gift ? Explain.



### Unit-III

5. What are the arrangements for maintenance under Muslim Law ? Who are entitled to maintenance ? Discuss.
6. Discuss the functions of Social Welfare Agencies in the settlement of family disputes.

### Unit-IV

7. Discuss procedure for the registration of marriage under Special Marriage Act, 1954.
8. Write notes on the following :
  - (a) Restitution of Conjugal Rights
  - (b) Judicial Separation.

### Unit-V

9. Attempt any *four* parts :
  - (i) Define *Ijma* as a source of law.
  - (ii) Who can act as a guardian in the case of a Muslim minor ?
  - (iii) Define the concept of Family Courts.
  - (iv) What do you mean by nullity of marriage ?

( 3 )

- (v) Define Talaq under Muslim Law.
- (vi) What is the subject matter of gift ?
- (vii) What is the difference between Sunni and Shia Law regarding maintenance ?
- (viii) What are the consequences of marriage under Special Marriage Act, 1954 ?



Printed Pages : 2

**BDL / M-13**  
**FAMILY LAW-II**  
**Paper-203**

Time allowed : 3 hours]

[Maximum marks : 100

*Note : Attempt one question from each Units-I, II, III and IV carrying 20 marks each and four questions are compulsory from Unit-V consisting of 8 short answer type questions carrying 5 marks each.*

**Unit-I**

1. Describe the difference between the Sunni and Shia Schools. 20
2. What do you mean by the 'Triple Talaq' and discuss the trend Judiciary towards it. 20

**Unit-II**

3. What are essentials of a gift ? Explain subject matter of gift. 20
4. Define the following :
  - (a) Hizanat
  - (b) Legitimacy.10+10=20

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[Turn over]



(2)

### Unit-III

5. Elucidate the Jurisdiction of Family Courts and role of the Association of Social Welfare Agencies. 20
6. Evaluate the right to maintenance of the Muslim Wife in the light of Daniel Latifi V. Union of India, AIR 2001 SC 3958. 20

### Unit-IV

7. What are the essentials for registration of marriage under the Special Marriage Act, 1954. 20
8. Define the grounds for Nullity of Marriage under the Special Marriage Act, 1954. 20

### Unit-V

9. Write short note on any *four* of the following :
  - (a) Primary Sources of the Muslim Law 5
  - (b) Kinds of Power. 5
  - (c) Guardianship in Marriage. 5
  - (d) Acknowledgement. 5
  - (e) Establishment of Family Courts. 5
  - (f) Consent of the Husband to file an application for maintenance under Section 125 of the Code of Criminal Procedure, 1973. 5
  - (g) Consequences of the Marriage registered under the Special Marriage Act, 1954. 5
  - (h) Restitution of Conjugal Rights. 5



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(iv) Complaint

(v) Charge

(vi) Discharge

(vii) Contents of a judgment in a trial in any criminal court of original jurisdiction.

(viii) Commutation of sentence.

Roll No. ....

Total Pages : 2

LD/M-14  
FAMILY LAW-II  
Paper-III

14066

203

Time : Three Hours]

[Maximum Marks : 100

**Note :** The students are required to attempt *one* question from Unit I-IV of the question paper. Unit-V (Q. No. 9) is compulsory. All questions carry equal marks.

### UNIT-I

1. What are the different types of Talaq ? Explain.
2. Write down the facts and law laid down in "Shamim Ara vs. State of Uttar Pradesh, 2002 Scc(cx) 1814.

### UNIT-II

3. How Gifts are made under Muslim Law ? Explain with relevant case law.
4. Discuss the object and purpose of Legitimacy under Muslim law.

### UNIT-III

5. Discuss the object and purpose of Family Courts Act, 1984.
6. Write short notes on the following :
  - (a) Social Welfare Agencies.
  - (b) Maintenance of Muslim women in 21st century.

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[P.T.O.]



## UNIT-IV

7. Discuss in detail about the solemnization of marriage under Special Marriage Act, 1954.
8. Write short note on the following :
  - (a) Restitution of Marriage under Special Marriage Act, 1954.
  - (b) Nullity of Marriage under Special Marriage Act, 1954.

## UNIT-V

9.
    - (a) Write a brief note on School of Muslim law.
    - (b) How guardian of property is appointed under Muslim law ?
    - (c) Write a brief note on establishment of Family court.
    - (d) Write a brief note on consequence of marriage under Special Marriage Act, 1954.
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Roll No. ....

**LD/M-16**  
**FAMILY LAW-II**  
Paper : 203

Total Pages : 2  
**14266**

Time : Three Hours]

[Maximum Marks : 100

**Note :** Attempt *one* question from each unit (I to IV). Unit V is compulsory. All questions carry equal marks.

**UNIT-I**

1. Write a detailed note on the significance of sources of Muslim Law for the purposes of interpretation.
2. On which Grounds a Muslim Male is entitled to take Divorce ?

**UNIT-II**

3. What requirements should be fulfilled to make a Valid Gift under Muslim-Law ?
4. Discuss the concept of Guardianship under Muslim Law in respect of property and marriage.

**UNIT-III**

5. Are you satisfied with the existing position of maintenance of Muslim women under the Muslim women's (Protection of Rights on Divorce) Act, 1986. Discuss.
6. Explain the provisions relating to the appointment of judges in the Family Courts Act.

## UNIT-IV

7. Write in brief the procedure laid down for the solemnization of marriage under Special Marriage Act, 1954.
8. Is there any differences between special Marriage Act and Hindu Marriage Act, 1955 for availing the Grounds for Divorce ? If any, discuss the grounds in detail.

## UNIT-V

### (Compulsory Question)

9. Discuss any *four* of the following questions :
    - (a) Differences between Prompt Dower and Specified Dower.
    - (b) Valid requirements of a Muslim Marriage.
    - (c) Differences between Legitimacy and Acknowledgement.
    - (d) Subject matter of Gift.
    - (e) Role of Social welfare agencies in the Family Courts Act.
    - (f) Maintenance of muslim women under Muslim Law.
    - (g) Procedure for Registration of Marriage under Special Marriage Act, 1954.
    - (h) Nature and consequences of marriage under Special Marriage Act, 1954.
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Time : Three Hours]

[Maximum Marks : 100

**Note :** Attempt *one* question from each Unit (I to IV). Unit-V is compulsory. All questions shall carry equal marks.

**UNIT-I**

1. Write a short note on the differences of Sub-Schools of Sunni and Shia School.
2. Draw the differences (any *two*) of the following :
  - (a) Differences between Talaq and Divorce.
  - (b) Quran and Ijma.
  - (c) Valid marriage and Invalid marriage under Muslim-Law.

**UNIT-II**

3. Is Muslim Law recognise the concept of Acknowledgement ? Explain in detail the reasons.
4. Who is entitled to make a Valid Gift Under Muslim Law ?

**UNIT-III**

5. Discuss in detail the establishment and composition of Family Courts in India.

[P.T.O.]



6. Judiciary has played an important role to interpret the Provisions of Maintenance to Muslim Women under the Muslim Women (Protection of Rights on Divorce) Act, 1986. Discuss.

#### UNIT-IV

7. The nature of Special Marriage Act is secular. Is there any substantial differences between Marriage Laws in India and Special Marriage Act, 1954.
8. On which grounds a marriage solemnised under Special Marriage Act, 1954 can be nullified ? Discuss.

#### UNIT-V

##### (Compulsory Question)

9. Discuss any *four* of the following :
- (a) Grounds for Dissolution of Muslim Marriage Under the Act.
  - (b) Kinds of Talaq.
  - (c) Guardianship of the Person.
  - (d) Concept of Gift.
  - (e) Procedure of Family-Courts.
  - (f) Maintenance of Muslim Women under Cr.P.C.
  - (g) Grounds for taking Decree of Restitution of conjugal rights under Special Marriage Act, 1954.
  - (h) Effect of marriage under Special Marriage Act.



Roll No. ....

Total Pages : 03

LD/M-19

14253

FAMILY LAW-II

Paper 203

Time : Three Hours]

[Maximum Marks : 100

**Note :** Attempt *Five* questions in all, selecting *one* question from each Unit I to Unit IV. Unit V contains compulsory questions. All questions carry equal marks.

### Unit I

1. Explain different kinds of Talaq under Muslim Law. What is the latest legal position in relation to Talaq-ul-Biddat (triple Talaq) in India ? 15+5
2. Explain the following :
  - (a) Dower
  - (b) Marriage under Muslim Law. 5+15

### Unit II

3. Write a detailed note on guardianship under Muslim Law.

20



4. Write brief notes on the following :

- (a) Gifts
- (b) Legitimacy and acknowledgement.

10+10

### Unit III

5. Write down the salient features of the Muslim Women's (Protection of Rights of Divorce) Act, 1986. 20

6. Explain the following :

- (a) Jurisdiction and procedure of the family courts
- (b) Object and purpose of the Family Courts Act, 1984. 10+10

### Unit IV

7. Write down the law laid down in *Asha Qureshi vs. Afag Qureshi* AIR 2002, M.P. 363. 20

8. Explain in brief, salient features of the special Marriage Act, 1954. 20

### Unit V

9. Attempt any four of the following : 20

- (a) Sources of Muslim Law.
- (b) Object and purpose of the dissolution of Muslim Marriage Act, 1939.

(c) Guardianship of the person.

(d) Subject-matter of gift.

(e) Development after *Shah Bano Case* in relation on the maintenance to Muslim women U/s 125 Cr.P.C.

(f) Establishment of family Courts.

(g) Restitution of Conjugal rights and judicial separation under the Special Marriage Act, 1954.

(h) Solemnization of special marriage.