Con. 1753-11.

Family law - I

April 2011

[Total Marks: 100

(3 Hours)

Answer in not more than two sentences :-

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- (a) What is a patrilocal family?
- (b) Elucidate the doctrine of Pious obligation.
- (c) State the difference between relations of full-blood and that of half-blood.
- (d) Lay down any two grounds of void marriage under the Hindu Marriage Act.
- (e) In which circumstances, does the Hindu wife forfeits her right to maintenance under the Hindu Adoption and Maintenance Act ?
- (f) State any two matters over which the Family Courts have jurisdiction.
- (g) When can the Karta alienate the joint family property?
- (h) Enumerate any two conditions of a valid marriage
- (i) What is the punishment for giving dowry and for taking dowry?
- (j) List any two modes of effecting partition.
- II. Write short notes on any four of the following:—

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- (a) Restitution of conjugal rights
- (b) Maintenance of divorced wife under various personal laws.
- (c) Westernisation
- (d) Polygamous family
- (e) Sati
- (f) Settlement of spousal property.
- III. Answer any two from the following:—

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- Give reasons for all your answers.
  - 1. (a) 'A', a Hindu male dies intestate. He is survived by his window, son, daughter and son-in law.
    - (i) How will A's property be distributed after his death?
    - (ii) If the son had converted to Christianity before his father's death, will he be entitled to a share? Why?
  - 2. Alka petitioned for divorce on the ground of her husband's cruelty. However, after the alleged act of cruelty, they continued cohabitation and a daughter is born to Alka.
    - (i) Can Alka continue her petition of divorce on the ground of last cruelty inflicted by her husband. Why?
    - (ii) If Alka wants to live away from her husband, because he is again treating her with cruelty, can she claim maintenance from husband, while living away from him. How?
  - 3. Malti, a 25 year old unmarried girl wants to adopt a five year old boy. Her friend Manisha wants to adopt a seven year old girl.
    - (i) Can Malti adopt the five year old boy? Why?
    - (ii) Can Manisha adopt the seven year old girl? Why?
- Answer any four from the following: -

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- (a) What are the rights and duties of coparceners with respect to coparcenary property?
- (b) What is partition? Who are entitled to a share on partition? What is the effect of partition.
- (c) Discuss the following: (a) Uniform Civil Code (b) Doctrine of relation back.
- (d) Discuss Natural Guardian and their powers.
- (e) Explain the provisions relating to the devolution of property of a Hindu female dying intestate.
- (f) Explain the grounds of divorce available to a wife under the Hindu Marriage Act.