

Total No. of printed pages = 4

2 SEM LLB 1 FL 2

2008

(December)

FAMILY LAW - II

Paper : 201

Full Marks - 80

Pass Marks - 32

Time - Three hours

The figures in the margin indicate full marks for the questions.

PART - A

Answer question No.1 and any *two* from the rest.

1. Write short notes on any *four* of the following :
5×4=20

- (a) Iddat
- (b) Option of puberty
- (c) Sharers and residuaries
- (d) Shufaa (pre-emption)
- (e) Hiba-bil-iwaz
- (f) Hizanat.

2. (a) Write a short commentary on the primary sources of Mohammedan Law. 10
- (b) Discuss the secondary sources and their contribution to the development of Mohammedan Law. 6
3. (a) What are the essentials of a Muslim marriage under Sunni School of Mohammedan Law ? 8
- (b) How does a Muslim marriage become irregular and what are the legal effects of such a marriage ? 8
4. (a) Define dower and discuss the various types of dower under Mohammedan Law. 6
- (b) What are the rights and remedies available to a wife and a widow for enforcement of dower if not paid ? 10
5. (a) Define Wakf and discuss the essentials of a valid Wakf. 8
- (b) Discuss the powers of a Mutawalli. 8
6. (a) State the points of distinction between the doctrine of increase and doctrine of return. 8

- (b) A Hanafi Muslim dies leaving behind three sons, a daughter and a brother. Divide his estate amongst the legal heirs giving reasons. 8

7. State briefly the facts and principles of law laid down in 16

Imambandi

Vs

Mutsaddi

45 I.A. 734

PART - B

Answer any *two* questions.

8. (a) What is a probate and what particulars are required to be furnished in an application for probate ? 10

- (b) What is the most important document to be filed along with the application ? 4

9. (a) How domicile of a person is determined ? 6

- (b) "A" was born in India and at the time of his birth his father was domiciled in England. Which country would then be the domicile of origin of 'A' ? 4

(c) Is domicile of origin lost, on acquisition of domicile of choice ? 4

10. Write short notes on any *two* of the following :

7×2=14

(a) Executor and administrator

(b) Privileged will

(c) Codicil

(d) Executor of his own wrong

(e) Succession Certificate.