2017

FAMILY LAW-II

Full Marks : 80

Time : Three hours

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

1. Fill in the blanks with appropriate answer :
   1×10=10

   (A) The verses of Quran are called _____.
   (ayat/sura)

   (B) The _____ law recognized the presence
   of two male witnesses at the time of
   marriage _____. (Sunni/Shia)

   (C) A marriage with a woman prohibited
   by reason of consanguinity is _____.
   (void/irregular)

   (D) Divorce is recognized in _____.
   (nikah/muta marriage)

(E) Talaq-ul-biddat is _____ mode of talaq. (approved/unapproved)

(F) _____ means cancellation of marriage. (lian/fask)

(G) According to _____ School, the only guardians for marriage are father and true grandfather. (Sunni/Shia)

(H) Kharcha-i-pandan _____ be transferred. (can/cannot)

(I) A gift of an non-existence property as future property is _____. (valid/void)

(J) A Will _____ be revoked. (can/cannot)

2. Answer the following : 5×2=10

(i) What do you mean by ijma ?

(ii) Point out the main differences between khula and mubarat.

(iii) What do you mean by deferred dower ?

(iv) Who is *de jure* guardian ?

(v) What do you mean by pre-emption ?

3. Explain the main Primary and Secondary Sources of Muslim Law. 12

Or

What are the main schools of Muslim Law ? Explain exhaustively about the main differences between Sunni and Shia. 2+10=12

4. What is Dower ? What are the various types of dower ? Explain about the importance of dower under Muslim Law. 2+4+6=12

Or

(i) Point out the main differences between Hindu marriage and Muslim marriage. 6

(ii) 'Muslim marriage is a contract, not sacrament' — Explain this statement. 6

5. What do you mean by jabar and hizanat ? Explain the termination of hizanat. 6+6=12

Or

Explain the father and husband liability to maintenance. Also discuss about the wife's right to maintenance under G.P.C. 7+5=12

6. What is gift? Explain the essential requirements of gift. When a gift is said to void? Point out the differences between gift and sale. 3+3+3+3=12

Or

Write short notes on the following: *(any three)* 4×3=12

(i) Hiba-Bil-iwaz

(ii) Waqf

(iii) Pre-emption

(iv) Pre-emptory right of Shafi-i-Sharik

(v) Kharch-i-pandan.

7. Write short notes on : *(any three)* 4×3=12

(i) Rule of Representation

(ii) Uniform Civil Code

(iii) Spes Successionis

(iv) Principle of exclusion

(v) Impediments to the implementation of Uniform Civil Code.

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