



Name:

Enrolment No:

UPES

End Semester Examination, May 2024

Course: Family Law – II

Program: BALLB (Hons.), BBALLB (Hons.), B.Com LL.B. (Hons.)

Course Code: CLCC 2013

Semester: IV

Time: 03 hrs

Max. Marks: 100

Instructions: Answer all questions from Section A, B, C and D.

SECTION A
(5Qx2M=10Marks)

S. No.	Write a short note on the following-	Marks	CO
Q 1	Sole Surviving Coparcener	2	CO1
Q 2	Principle of Owelty	2	CO 1
Q 3	Gains of Learning	2	CO 1
Q 4	“Will in favor of an institution” under Muslim law	2	CO 1
Q 5	Doctrine of Radd	2	CO 1

SECTION B
(4Qx5M= 20 Marks)

Sl. No.	Answer the following questions.	Marks	CO
Q 6	A partition is complete the moment de jure partition happens. Comment	5	CO 2
Q 7	Examine whether the following constitute a joint family: (a) Husband and wife (b) Widows of two brothers.	5	CO 2
Q 8	A coparcener can make a will of his/her “undivided Interest” in the coparcenary property. Comment	5	CO 2
Q 9	A Muslim executed a will giving Rs. 30,000 each to X, Y and Z. His total property was Rs. 90,000. Discuss who would get how much under Sunni and Shia law ?	5	CO 2

SECTION-C
(2Qx10M=20 Marks)

Sl. No.	Answer the following questions.	Marks	CO
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Q 10	Rahim is suffering from cancer. When he comes to know about it, he makes a gift of all his property in favour of his wife. Two months later he dies. Examine the validity of the gift under muslim law.	10	CO 3
Q 11	Can a minor coparcener file a suit for partition? Is it different from a suit filed by a major coparcener? Cite Relevant Case laws	10	CO 3
SECTION-D (2Qx25M=50 Marks)			
Sl. No.	Answer the following questions.	Marks	CO
Q 12	X, a Muslim, dies leaving behind the parents M and F, two widows W1 and W2, two sons S1 and S2, two daughters D1 and D2 and a widow, a son and daughter of a predeceased son S3W, S3S and S3D. Discuss who will get the property and what would be their shares in Sunni and Shia laws. What would be your answer if X was a female?	25	CO 4
Q 13	A, a Hindu female inherited some property from her husband H from whom she (A) had a daughter D. Later she (A) started living with H2 from whom she (A) had three children S1, S2, D1. S1 died during her lifetime leaving behind a widow S1W. She (A) also had her parents M & F living with her. She dies intestate in 2014. Discuss who gets her property and what would be their shares.	25	CO 4