

Name:

Enrolment No:



UNIVERSITY OF PETROLEUM AND ENERGY STUDIES
End Semester Examination, December 2019

Course: Family Law II
Program: B.TECH. (CSE), LL.B. (Hons.)
Course Code: CLCC3007

Semester: V
Time: 03 hrs.
Max. Marks: 100

Instructions: Attempt all questions. Marks are mentioned against each questions.

SECTION A

S. No.		Marks	CO
Q 1	Antecedent Debt	2	1
Q 2	Stridhan	2	1
Q 3	Contingent Gift	2	1
Q 4	Hiba-bil-iwaz	2	1
Q 5	Doctrine of Increase (Aul)	2	1

SECTION B

Q 6	Define “Waqf”? Discuss the essentials of a valid waqf.	5	2
Q 7	Explain the rights and duties of Karta under Hindu joint family system.	5	2
Q 8	Analyze the constitutional validity of Section 15 of Hindu Succession Act, 1956.	5	2
Q 9	Explain the rights and duties of Muttawalli.	5	2

SECTION-C

Q 10	“Conferment of right of property in a specific thing or in a profit or advantage or in a gratuity to take effect on the death of the testator.” Explain the statement and discuss the object and significance of will under Muslim Law.	10	3
Q 11	What are the general rules of succession under the Hindu Succession Act, 1956? Also highlight the notable features of Hindu Succession Amendment Act, 2005.	10	3

SECTION-D

Q 12	Demarcate the share as per Islamic Law of inheritance: a) A Muslim woman dies, leaving behind Husband H and a son S and daughter D. b) A Muslim woman W, dies and is survived by her Husband H, two daughters D1 and D2, and two son’s S1 and S2.	10	4
Q 13	Describe the validity of Will under Muslim Law	10	4

	<p>a) A is survived by his son and daughter. To the son he bequeaths $\frac{3}{4}$th of his property and to the daughter $\frac{1}{4}$th. The daughter does not consent to the disposition. Explain the validity of will as per Muslim law.</p> <p>b) A Muslim man executes a will giving Rs. 30,000 to A and Rs. 20,000 to B. The net value of his assets is 75,000 after payment of his funeral expenses. Discuss the validity of will.</p>		
Q 14	<p>Demarcate the share as per the Hindu Succession Act, 1956:</p> <p>a) A, a Hindu male dies in 2000, leaving behind his widow W and an adopted son DS₁, a concubine C, and a son DS₂ born to him from concubine.</p> <p>b) A, a Hindu male dies intestate in 2000, and is survived by his parents F and M, his one son S₁, widow of his predeceased son SW and two children SSD and SSS of the predeceased son of a predeceased son S₃, who died in 1996. The widow of SS, SSW, had remarried in 1998.</p>	10	4
Q 15	<p>Examine the validity of Gift:</p> <p>a) The donor makes a gift of a house to A for his life, and on his death to B for life then to C absolutely.</p> <p>b) D makes a gift of a house to S and puts him in possession. Thereafter S gives D a diamond ring as an iwaz and D accepts it. Later, D purports to sell the house to T.</p>	10	4
Q 16	<p>Calculate the shares of individual sharers:</p> <p>a) A Hindu male dies intestate, leaving behind three grandsons of a predeceased daughter DS₁, DS₂ and DS₃.</p> <p>b) A Hindu male dies and is survived by his mother M, widow W, a son S and an unmarried daughter D.</p>	10	4

