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Reg. No.....

Name.....

**FIVE YEAR INTEGRATED LL.B. (HONOURS) DEGREE EXAMINATION  
JUNE 2024**

**Fifth Semester**

**FL 11—FAMILY LAW—II**

(Common to B.A., LL.B. (H), B.Com., LL.B. (H) and B.B.A., LL.B. (H))

(2021 Admissions—Regular/2018 to 2020 Admissions—Supplementary)

Time : Three Hours

Maximum : 75 Marks

**Part A**

*Write short notes on any **five** of the following.*

*Each question carries 3 marks.*

1. Unobstructed heritage.
2. Reopening of Hindu partition.
3. Sharers' and 'Residuaries' in Islamic inheritance.
4. Right of pre-emption.
5. Bequeathable third.
6. Powers and duties of a 'Mutawalli'.

(5 × 3 = 15 marks)

**Part B**

*Answer any **three** of the following problems.*

*Each question carries 10 marks.*

7. A Hindu joint family consists of a father, two sons, and a daughter. The father wants to partition the family property. Can the daughter claim a share in the coparcenary property ? Discuss the legal rights of daughters in coparcenary property, and determine whether the daughter's marital status affects her legal position.

**Turn over**

8. 'X', a Muslim woman, passed away leaving behind her husband, a daughter from a previous marriage, and a son from her current marriage. How should X's estate be distributed among her heirs according to the principles of Muslim law of inheritance? 'X' had received a substantial gift from her father during his lifetime. How would this gift be treated when distributing X's estate?
9. 'S', a Hindu woman, died intestate, leaving behind her husband, two sons, a married daughter, father and mother. Her husband claims that he is entitled to the entire property. Is the husband correct in his claim, or are others also entitled to a share? Decide in light of the relevant legal provisions.
10. 'X', a Christian, died intestate survived by his mother, two brothers of the full blood and a sister who is the daughter of his mother but not of his father. Distribute his properties among them.

(3 × 10 = 30 marks)

### Part C

*Answer any two of the following questions.*

*Each question carries 15 marks.*

11. What is a 'coparcenary' in the context of Hindu law? Explain the structural differences between *Mitakshara* and *Dayabhaga* Coparcenaries. What are the rights of coparceners? Explain how they manage and enjoy the coparcenary property. What are the circumstances in which the Manager can alienate the coparcenary property?
12. Distinguish between 'privileged Will' and 'unprivileged Will'. Explain the rules for execution of privileged Wills and unprivileged Wills under the Indian Succession Act. What are the circumstances under which a Will can be revoked? Explain in detail the provisions of the Indian Succession Act relating to construction of Wills.
13. What are the essentials of a valid 'Hiba' under Muslim Law? How is a 'Hiba' of immovable property in the occupation of tenants to be effected? What is *Hiba-bil-iwaz*? What are the circumstances under which 'Hiba' becomes irrevocable?

(2 × 15 = 30 marks)