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(Pages : 2)

Reg. No.....

Name.....

**FIVE YEAR INTEGRATED LL.B. (HONOURS) DEGREE EXAMINATION
NOVEMBER 2023**

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))

(2020 Admissions—Regular/2018 and 2019 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. Coparcenary within a coparcenary.
2. Powers and duties of Karta.
3. Right of 'representation' under Hindu Law.
4. 'Privileged Will' and 'unprivileged Will'.
5. *Hiba-bil-iwaz*.
6. Interpretation of Wills.

(5 × 3 = 15 marks)

Part B

Answer any three of the following problems.

Each question carries 10 marks.

7. Ms. 'W', a Hindu woman, wishes to claim her share in the ancestral property of the Hindu joint family. However, her brothers argue that she does not have coparcenary rights. What are the rights of a Hindu woman in the coparcenary property, and under what circumstances can she claim her share ? Will the legal position be different if 'W' is married ?
8. 'A', a Hindu man, passed away without leaving a will. He is survived by his father, mother, wife, two sons, and a daughter. How would A's property be distributed among his legal heirs according to Hindu law of succession? Discuss the principles and the order of succession.

Turn over

9. 'X', a Muslim woman, received a valuable gift from her father before his death. However, her brother claims that he is entitled to half of the gift received by 'X'. Analyze the rights of 'X' and her brother under Muslim law in relation to the gift received.
10. 'C', a Christian male, left no child, but left eight grandchildren, and two children of a deceased grandchild. Discuss how the property of 'C' is inherited.

(3 × 10 = 30 marks)

Part C

Answer any two of the following questions.

Each question carries 15 marks.

11. Compare and contrast the concepts of "partition" and "severance of joint status" in the context of joint Hindu family property, discussing their legal implications and consequences. What are the various methods of effecting partition? Can partition once effected be reopened? If yes, under what circumstances?
12. Critically evaluate the principles of distribution of property under Muslim law of succession, highlighting the roles of various family members and their respective entitlements. Who can claim pre-emption under Muslim Law? What are the formalities to be complied with for claiming pre-emption?
13. Discuss the concept of *wakf* under Muslim law and its significance in the Islamic legal framework. What are the essential elements of a valid *wakf*? Compare '*wakf*' with '*sadaqah*'. How is a *wakf* created, registered and administered? Examine the role and powers of the court in the supervision and control of *wakfs* under Muslim law, particularly in relation to disputes, mismanagement, and modification of *wakf* properties.

(2 × 15 = 30 marks)