



‘समानो मन्त्रः समितिः समानी’

UNIVERSITY OF NORTH BENGAL

B.A./BBA/B.Com. LL.B. Honours 2nd Semester Examination, 2022

FAMILY LAW-I

PAPER CODE: CC04/CC06

Time Allotted: 3 Hours

Full Marks: 100

The figures in the margin indicate full marks.

The students are advised to follow the word limit mentioned below strictly while answering questions. The marks will be deducted if answers exceed word limit. 20 marks- not more than 2000 words / 15 marks- not more than 1500 words / 10 marks- not more than 1000 words / 5 marks- not more than 500 words

Answer Question No. 7 and any four from the rest

1. (a) Who are Hindus? 3+7+6+4
(b) To whom Hindu laws apply?
(c) Discuss the philosophy and concept of Hindu Law.
(d) X, a Hindu reads the Bible and visits the Church every Sunday with his Christian friends. Will he cease to be a Hindu?
2. Briefly comment upon the ancient as well as modern sources of Hindu Law. 20
3. (a) ‘The Hindu Marriage Act, 1955 insists a monogamy’ — Discuss the statement in the light of the conditions necessary for a Hindu marriage. 10+10
(b) Critically examine the constitutional validity of Restitution of Conjugal Rights with suitable judicial discussions.
4. Discuss the legal framework of a wife’s right to maintenance under the Hindu Marriage Act, 1955; the Hindu Adoption and Maintenance Act, 1956 and the Code of Criminal Procedure, 1973. 20
5. (a) Define the terms Agnate and Cognate. 4+8+8
(b) A Hindu man residing at Jalpaiguri died in 15th March, 2021 surviving his wife, four sons and one daughter. He left ancestral property worth Rs. 30 lakhs and separate property worth Rs 10 Lakhs. Divide the property amongst the heirs.
(c) What changes were brought through the Hindu Succession (Amendment) Act, 1955 in respect to Hindu women’s property rights?

6. (a) Define the concept of Guardian. 4+12+4
(b) Elucidate the various types of Guardian under the Hindu Minority and Guardianship Act, 1956.
(c) Distinguish between de facto and de jure Guardian.
7. Answer any *four* from the following: 5×4 = 20
(a) Who is a coparcener?
(b) Discuss the theories of Divorce.
(c) Domestic violence.
(d) Effects of valid adoption.
(e) Maintenance under Cr.P.C., 1973.
(f) Doctrine of Factum Valet.

———x———