

**Write the following information in the first page of Answer Script before starting answer**

ODD SEMESTER EXAMINATION: 2020-21

Exam ID Number \_\_\_\_\_

Course \_\_\_\_\_ Semester \_\_\_\_\_

Paper Code \_\_\_\_\_ Paper Title \_\_\_\_\_

Type of Exam: \_\_\_\_\_ (Regular/Back/Improvement)

**Important Instruction for students:**

1. Student should write objective and descriptive answer on plain white paper.
2. Give page number in each page starting from 1<sup>st</sup> page.
3. After completion of examination, Scan all pages, convert into a single PDF, rename the file with Class Roll No. **(2019MBA15)** and upload to the Google classroom as attachment.
4. Exam timing from 10am – 1pm (for morning shift).
5. Question Paper will be uploaded before 10 mins from the schedule time.
6. Additional 20 mins time will be given for scanning and uploading the single PDF file.
7. Student will be marked as ABSENT if failed to upload the PDF answer script due to any reason.

**BA LLB  
FIFTH SEMESTER  
FAMILY LAW-I  
BLB-502**

**Duration : 3 hrs.**

**Full Marks : 80**

**( PART-A : Objective )**

**Time : 30 min.**

**Marks : 30**

***Choose the correct answer from the following:***

***1X10=10***

1. Manu classified Dharma into:
  - a. Achara
  - b. Vyavashara
  - c. Prayachita
  - d. All of the above
2. Under the Mitakshara system the right in family property is acquired by birth. The statement is:
  - a. True
  - b. False
  - c. Either a or b
  - d. None of the above
3. A marriage performed where the bride is under the age of 18 years and bridegroom is under the age of 21 years is:
  - a. Valid
  - b. Voidable
  - c. Void
  - d. None of the above
4. Divorce puts an end to the marital rights and obligations between the parties. The statement is:
  - a. True
  - b. False
  - c. Partly correct
  - d. None of the above
5. Under the Hindu Adoption and Maintenance Act, 1956 which of the following is not entitled to adopt?
  - a. An unmarried person
  - b. Husband with the consent of the wife
  - c. Wife who is divorced
  - d. Husband with the concept of the wife
6. One of the following is not a condition for determining the capacity of a male Hindu to adopt:
  - a. Consent of wife under certain circumstances
  - b. Majority
  - c. Soundness of mind
  - d. Must be necessarily married
7. Which is the most important consideration in the appointment of a guardian appointed by the court?
  - a. Character and capacity of the guardian
  - b. Personal law of the child
  - c. Wished of the deceased parents
  - d. Welfare of the child
8. Which of the following section deals with de-facto guardian?
  - a. Section 11
  - b. Section 12
  - c. Section 13
  - d. Section 14

9. A Hindu father has the power to make gift of ancestral property which is:
- a. Movable
  - b. Immovable
  - c. Both A and B
  - d. Only A
10. Section 14 of the Hindu Succession Act, 1956 applies to:
- a. Movable property
  - b. Immovable property
  - c. Both movable and immovable property
  - d. None of the above

***Answer the following: (Use descriptive answer sheet)***

**2X10=20**

1. What are the various ways to become hindu?
2. Mention one difference between mitkshra and dayabhaga schools.
3. Give two reasons for dowry death.
4. What do you mean by ceremonies for hindu marriage?
5. Discuss maintenance under section 125 of the Criminal Procedure Code, 1973.
6. Write a short note on concept of adoption.
7. Define de-facto guardian.
8. What is section 12 of the Hindu Minority and Guardianship Act, 1956?
9. What are the kinds of endowment? Discuss.
10. Write a short note on partition.

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**( PART-B : Descriptive )**

**Time : 2 hrs. 30 min.**

**Marks : 50**

**[ Answer the following questions ]**

1. What do you mean by Hindu by conversion? Discuss in details various sources of Hindu law. 2+8=10
- Or
- When a female can be a karta in a Hindu joint family. Analyse the position, power, duties and liabilities of karta . 2+8=10
2. What is marriage under hindu law? Define the essential elements of Hindu marriage under section 5 of the Hindu Marriage Act, 1955. 2+8=10
- Or
- Critically discuss the nature of Hindu marriage. 10
3. Critically discuss various important provisions of Hindu Adoption and Maintenance Act, 1956. 10
- Or
- What are the requisites for valid Adoption under section 6 of the Hindu Adoption and Maintenance Act, 1956? When a Hindu male shall have the capacity to adopt, discuss. 4+6=10
4. Define guardian. Discuss various kinds of guardian under the Hindu Minority and Guardianship Act, 1956 with power and duties. 2+8=10
- Or
- Who is a Minor? When will the court Appoint a Guardian for minor? What are the duties of a guardian appointed by the court? 10
5. What are the incidents of partition? How a property can be alienate by Gift will and Religious and charitable Endowments? 2+8=10
- Or
- Critically discuss the main features of Hindu Succession Act ,1956 10

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