

NLUJAA

National Law University and Judicial Academy, Assam

B.A.,LL.B.(Hons.): III-Year, V-Semester (Academic Year: 2017-18)

Special Repeat Examination (October, 2017)

Subject Code: 5.3 Family Law - II

Time: 2:30 Hrs.

Total Marks: 70

INSTRUCTIONS:

1. Read the questions carefully and answer.
2. No clarification shall be sought on the question paper.
3. Do not write anything on the question paper. It will be treated as malpractice.

Answer any five questions from the following. All questions carry equal marks.

1. Critically discuss the impact of the Hindu Succession (Amendment) Act, 2005 on the rights, obligations and duties of the member of the Hindu Joint Family.
2. Discuss in detail the distinction between Hindu Joint Family from Hindi Undivided Family. Support your answer on the basis of relevant provisions of law and on the basis of decided cases.
3. In the light of the relevant provisions of the Hindu Succession Act, 1956 discuss the process of succession of property among Hindus.
4. "The Muslim law of inheritance is a conglomeration of the customary practices of the ancient Arabia with the Koranic scheme of distribution which is both exhaustive and egalitarian in its approach towards the share of a Muslim woman". Critically analyse the given statement and elucidate the Islamic rule of inheritance, support your answer with suitable illustrations.
5. "Marriage not being an economic partnership usually creates an imbalance towards the right and ownership over the matrimonial property in favour of the husband to the disadvantage of the wife at the time of divorce or when succession opens."

Critically examine the given statement and discuss the relevant socio-economic dynamics along with the legal incidents that are attributed to the concept of "Matrimonial Property".

6. Write notes on:
 - (a) Stridhan;
 - (b) Coparcenary property.

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Special Repeat Examination (October, 2017)

Subject Code: 5.6 Property Law

Time: **2:30 Hrs.**

Total Marks: **70**

INSTRUCTIONS:

1. Read the questions carefully and answer.
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Answer any five questions from the following. All questions carry equal marks.

1. 'M' transferred her house in Ulubari to 'P' in the year 1985 with a direction for accumulation of its rents upto to the year 2016. 'M' died in 2013. In the context of the above case answer the following:
(4+6+4=14)
 - (i) Decide the above mentioned case.
 - (ii) Discuss the law which will govern the above mentioned case.
 - (iii) Explain the exceptions to the law regulating the above mentioned case.
2. Analyze the provisions relating to transfer of property for the benefit of unborn persons in the light of judicial decisions. (14)
3. Discuss the doctrine of Election with decided case laws. (14)
4. Explain the essential elements of lease. Enumerate the situations in which a lease can be determined. (5+9=14)
5. Define 'Gift' and 'Onerous Gifts' as per the Transfer of Property Act, 1882. How can a gift be suspended or revoked? Substantiate your answer with illustrations and decided cases. (2+2+10=14)
6. Discuss the provisions relating to extinction and suspension of easements with illustrations. (14)
