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PRESIDENCY UNIVERSITY

BENGALURU

Make Up Examinations – December 2025

Date: 26 – 12- 2025

Time: 1.00pm to 04.00pm

School: SOL	Program: B.A.LL.B(Hons)/B.B.ALLB(Hons.)		
Course Code : LAW108	Course Name: FAMILY LAW II		
Semester: MK	Max Marks: 100	Weightage: 50%	

CO - Levels	C01	C02	C03	C04	C05
Marks	24	16	25	15	20

Instructions:

(i) Read all questions carefully and answer accordingly.

(ii) Do not write anything on the question paper other than roll number.

Part A

Answer ALL the Questions. Each question carries 2marks.

10Q x 2M=20M

1.	Explain the concept of marriage as a sacrament in Hindu Law.	2 Marks	L1	C01
2.	What are the essential conditions of a valid Hindu marriage?	2 Marks	L1	C01
3.	Define 'maintenance pendente lite' under the Hindu Marriage Act, 1955.	2 Marks	L2	C02
4.	Mention two grounds on which a Hindu marriage can be declared void.	2 Marks	L1	C01
5.	Who is a natural guardian under the Hindu Minority and Guardianship Act, 1956?	2 Marks	L1	C01
6.	What is meant by 'inter-country adoption'?	2 Marks	L2	C02
7.	Distinguish between Hindu Joint Family and Coparcenary.	2 Marks	L1	C01
8.	What is 'Gains of Learning' in the context of Hindu Joint Family Property?	2 Marks	L2	C02
9.	What are the disqualifications under the Hindu Succession Act, 1956?	2 Marks	L1	C01
10.	What is a de facto partition?	2 Marks	L1	C01

Part B

Answer the Questions.

Total Marks 80M

11.		<p>Mahesh is the eldest male member of a Mitakshara Hindu Joint Family and has been acting as the Karta for several years. Without consulting the other adult coparceners, he leases out ancestral agricultural land to a third party and uses part of the proceeds to fund his daughter's wedding. The other coparceners now challenge his authority, alleging mismanagement and misuse of joint family funds.</p> <p>Discuss the legal position of the Karta in a Hindu Joint Family. What are his rights and duties with respect to family property? Can he act without prior consent of other coparceners? Examine whether Mahesh's actions are within the scope of a Karta's authority under Hindu law.</p>	10 Marks	L2	CO 2
Or					
12.		<p>Critically evaluate the various matrimonial remedies available under the Hindu Marriage Act, 1955. Refer to relevant case law.</p>	10 Marks	L2	CO 2
13.		<p>Discuss the law of guardianship under the Hindu Minority and Guardianship Act, 1956. Who can be appointed as a guardian and what are their duties?</p>	10 Marks	L1	CO 1
Or					
14.		<p>Rahul and Priya belong to the Dayabhaga school of Hindu law, while their cousins follow the Mitakshara school. A dispute arises regarding the rules of succession and marriage customs practiced in their respective families.</p> <p>Discuss the key differences between Mitakshara and Dayabhaga schools of Hindu law with reference to succession.</p>	10 Marks	L1	CO 1
15.		<p>Meera, a Hindu woman, wants to adopt a child without the consent of her husband, who has been living separately for the past two years and has abandoned the family. The husband later challenges the adoption, claiming it is void. Discuss whether Meera's adoption is legally valid under the Hindu Adoptions and Maintenance Act, 1956. Can a Hindu woman adopt without her husband's consent? Refer to statutory provisions and case law.</p>	10 Marks	L3	CO 3
Or					
16.		<p>Rohan files a petition for restitution of conjugal rights after his wife Priya leaves the matrimonial home. Priya opposes the petition, stating that Rohan was abusive and mentally harassed her.</p> <p>Examine the remedy of restitution of conjugal rights under the</p>	10 Marks	L3	CO 3

	Hindu Marriage Act, 1955. Can the court grant Rohan's petition in such circumstances?			
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17.	Anil, a coparcener in a Mitakshara Hindu Joint Family, sells a portion of joint family property to pay off his personal debts. The other coparceners challenge the alienation. Analyse the powers of an individual coparcener to alienate joint family property. Is such alienation valid in Hindu law? Support your answer with legal principles.	15 Marks	L3	CO 3
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Or

18.	Ramesh, the Karta of a joint family, gifts a part of the joint family property to his daughter during her wedding. The younger coparceners later challenge the gift as an invalid alienation. Examine the validity of such a gift. Under what circumstances can the Karta make a gift of joint family property? Discuss with reference to case law and statutory provisions.	15 Marks	L3	CO 3
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19.	After the 2005 amendment, Nandini demands partition of the Hindu Joint Family property in which she is a coparcener. The Karta denies her request, stating that only sons can initiate partition. Critically examine whether daughters have equal rights to demand partition and to become Karta in a Hindu Joint Family after the Hindu Succession (Amendment) Act, 2005.	15 Marks	L4	CO 4
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Or

20.	A married couple belonging to different religions (Hindu and Christian) wishes to adopt a child from an Indian adoption agency. The agency denies their request, stating they cannot adopt under the Hindu Adoptions and Maintenance Act. Discuss the legal framework governing in-country adoption by couples of different faiths. Can they adopt under any law other than Hindu Adoption and Maintenance Act? Explain the applicable statutory provisions.	15 Marks	L4	CO 4
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21.	Raghav and his two brothers, part of a Mitakshara Hindu Joint Family, verbally agreed in 2010 to divide their ancestral property and started managing different portions separately. No written deed or formal partition was executed. In 2023, a dispute arises when one brother dies intestate, and the others deny any earlier partition, claiming the property remains joint. In light of the above facts, discuss whether a valid partition took place. Can a verbal understanding and physical separation amount to a De Facto or De Jure Partition under Hindu Law? Explain with reference to legal principles and case law.	20 Marks	L5	CO 5
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Or

22.	<p>Lakshmi, a Hindu woman, dies intestate, leaving behind her husband, her widowed mother, her daughter, and the son of her predeceased daughter. Her father files a petition claiming a right to inherit as a Class I heir.</p> <p>Discuss who qualifies as Class I heirs in the case of a Hindu female dying intestate. Can Lakshmi's father inherit her property? How is the property distributed among the surviving heirs under the Hindu Succession Act, 1956?</p>	20 Marks	L5	CO 5
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