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## PRESIDENCY UNIVERSITY BENGALURU

### SCHOOL OF LAW MID TERM EXAMINATION - MAY 2023

**Semester :** Semester II - 2022 -23 - BAL - 2022

**Course Code :** LAW2026

**Course Name :** Sem II - LAW2026 - Family Law-I

**Program :** BA LLB Honors

**Date :** 19-MAY-2023

**Time :** 2.00 PM - 3.30 PM

**Max Marks :** 50

**Weightage :** 25%

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**Instructions:**

- (i) Read all questions carefully and answer accordingly.
  - (ii) Question paper consists of 3 parts.
  - (iii) Scientific and non-programmable calculator are permitted.
  - (iv) Do not write any information on the question paper other than Roll Number.
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**ANSWER ALL THE QUESTIONS**

**(5 X 10 = 50M)**

1. A Hindu marriage must be solemnized in accordance with the customary rites and ceremonies. Whether 'Saptpadi' is an essential rite or ceremony to make a marriage valid? Justify your answer with proper reasoning and the case law.  
(CO1) [Comprehension]
2. Amir belonged to a Muslim community and solemnized his marriage to a Buddhist girl, Sangali. Out of which a son was born. After a few days of marriage, Amir started committing cruelty on Sangli. Consequently, Sangli left him and started living separately. Amir filed the petition for Restitution of Conjugal rights and in return, Sangli filed a divorce petition. Decide the problem with the help of relevant provisions and case laws. Also, decide on the legitimacy of a Child born out of this union.  
(CO1) [Comprehension]
3. Answer the following questions
  - a) Mickey, a Hindu by birth, has not renounced the Hindu religion but he departs from the standard of orthodoxy in the matters of rites and ceremonial observances. Is he a Hindu justify?
  - b) Explain the difference between Mitakshra and Dayabhag Schools.  
(CO1) [Comprehension]
4. In 1970 Amitabh, a Hindu boy aged 20 years married Jaya aged 17 years in accordance with religious rites and ceremonies. In 1975 Amitabh married another girl Rekha in a Gandharva form of marriage by exchange of garlands in the presence of two witnesses. Amitabh contended on being prosecuted for bigamy that he was not liable for bigamy as his former marriage with Jaya was void ab initio. Decide with reference to relevant provisions and case laws. Also, advise Jaya on remedies, if any.  
(CO1) [Application]

**5.** Elucidate the concept of Fault and Irretrievable breakdown theory.

(CO1) [Comprehension]