

Roll No



**PRESIDENCY UNIVERSITY
BENGALURU**

**SCHOOL OF LAW
END TERM EXAMINATION - JUN 2023**

Semester : Semester IV - 2021

Course Code : LAW2026

Course Name : Sem IV - LAW2026 - Family Law I

Program : BAL,BBL&BCL

Date : 14-JUN-2023

Time : 1.00PM - 4.00PM

Max Marks : 100

Weightage : 50%

Instructions:

- (i) *Read all questions carefully and answer accordingly.*
- (ii) *Scientific and non-programmable calculator are permitted.*
- (iii) *Do not write any information on the question paper other than Roll Number.*

ANSWER ALL THE QUESTIONS

(10 X 10 = 100M)

1. Salma and Saif got married in 2003. They lived happily until some differences arose between them. One day Saif asked Salma to leave the matrimonial house and also pronounced talaq to her. He agreed to pay Rs.2000/- as maintenance for the Iddat period as per the Islamic law. Salma being an uneducated and unemployed woman is seeking for your help to claim for maintenance. Advise her.
(CO2,CO4) [Application]
2. Aarti and Sunil have been married for several years now. After Aarti's miscarriage Sunil's mother has started abusing her every day. Sunil has always supported Aarti during such times but he has never tried to stop his mother. Aarti is frustrated listening to such abuses every time and visits you seeking for help. Can Aarti file a case of domestic violence? If yes, then is she entitled to any monetary relief? Advise her.
(CO2,CO4) [Application]
3. What are the legal rights and implications surrounding live-in relationships? Do you think such legal rights differ from the rights and obligations associated with marriage? Comment.
(CO2,CO1) [Comprehension]
4. "Domestic abuse includes physical, emotional and sexual violence of any form. Any act, omission or commission or conduct of the respondent shall constitute domestic violence." Discuss in the light of leading case laws.
(CO3,CO4) [Comprehension]
5. Explain the concept of adoption under the Hindu Adoptions and Maintenance Act. What are the eligibility criteria for adopting a child?
(CO2,CO3) [Comprehension]

6. "Talaq is peculiar because a Muslim husband has an unrestricted right to divorce his wife without giving any reason". Comment.
(CO4,CO5) [Comprehension]
7. Explain the concept of maintenance under Section 125 CrPC. Who is entitled to claim maintenance, and what are the conditions for eligibility?
(CO5,CO3) [Comprehension]
8. Tarun is a 35 year old unmarried man working in the IT industry. He is engaged to Priya and they both plan to get married in a few months. Tarun wants to adopt Sweety a 16 year old girl. Can he do so? Advise. If yes, then what will be the relation between Priya and Sweety?
(CO5,CO3) [Application]
9. "The Hindu Minority and Guardianship Act, 1956 states the powers of a natural guardian but these powers are not absolute in nature". Explain.
(CO5,CO1) [Comprehension]
10. "There are certain rights of dependants of the deceased Hindu to claim maintenance from his heirs." State who are these dependants and what are the conditions that determine their maintenance.
(CO1,CO4) [Comprehension]