

2016

LAW

[Family Law – II (Mohammedan Law and Practising  
Naga Customary Law )]

Paper No. 1:4

Full Marks : 100

Pass Marks : 40

Time : 3 hours

*The figures in the margin indicate full marks  
for the questions*

*Answer question No. 1 and any three from GROUP A and any two from  
GROUP B*

**GROUP – A**

1. Write short notes on *any four* of the following- 4x5
  - a) Quaran as a source of law
  - b) Iddat of death and divorce
  - c) Significance of Maher
  - d) Right to pre-emption
  - e) Legal guardian and defacto guardian
  
2. Discuss a muslim wife's right to seek divorce under Dissolution of Muslim Marriages Act, 1939. 16
  
3. Define gift. Explain in detail the requisite of "*delivery*"

*(Please turn over)*

( 2 )

*of possession*" under muslim law of gift and state the circumstances in which no delivery of possession is insisted upon. 2+7+7

4. a) Discuss briefly the essentials of a Muslim Marriage. 8+8
- b) "*Muslim Marriage is not purely of contractual nature*". Give arguments for and against this.
5. Discuss Muslim Law of Maintenance Vis-à-vis section 125 of the Code of Criminal Procedure 1973, and the impact of Supreme Court ruling in Shah Bano's Case (1985) 16
6. Explain the general rules and principles of the Muslim law of inheritance. 16
7. Discuss in detail the secondary sources of Muslim law. 16

**GROUP – B**

8. Write a note on Naga Customary on the judicial system under Naga customary law. 16
9. State the concept and essentials fo a valid marriage under the Naga Customary law and the Christian law. 16
10. Discuss the rights of the Nagas on lands belonging ot a clan, individual and community. What is the status of women's share in inheritance. 16

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