

B.A.LL.B (Hons.) 5 YEARS INTEGRATED COURSE

SEMESTER-VI

Course Code	BAL604
Course Title	Family Law-II
Type of Course	Core
L T P	5 1 0
Credits	6
Course Prerequisites	12 th
Course Objectives (CO)	Family is the basic unit of Indian society. Family members lived together with certain rights and duties towards each other as well as towards society. The subject of family law is important to understand those rights obligations. This subject is also important to understand the various reliefs in family disputes.

UNIT-I

Joint family and Mitakshara Coparcenary

Classification of property

Joint Family Property

Separate or self-acquired property

Alienation of Joint family property

Partition

Reopening and Re-union

UNIT –II

The Hindu Succession Act, 1956

Devolution of interest in Mitakshara Coparcenary

Succession to property of a Hindu male dying intestate

Succession to property of a Hindu female dying intestate

General provisions relating to succession

Disqualifications relating to succession

UNIT –III

Adoption under the Hindu Adoption and Maintenance Act, 1956

Who may take in adoption

Who may give in adoption

Who may be taken in adoption
Other conditions and ceremonies of adoption
Effect of adoption
Relationship of adopted child
Maintenance under the Hindu Adoption and Maintenance Act, 1956
Maintenance of wife
Maintenance of widowed daughter-in-law
Maintenance of children
Maintenance of aged parents with special reference to The Maintenance and Welfare of Parents and Senior Citizens Act, 2007
Maintenance of dependants
Amount of maintenance
Maintenance of wife with reference to Criminal Procedure Code, and Hindu Marriage Act, 1955
Maintenance of wife under Muslim law with reference to Muslim Women (Protection of Rights on Divorce) Act, 1986

UNIT –IV

Guardianship under the Hindu Minority and Guardianship Act, 1956
Natural Guardian
Testamentary guardian
Certificated Guardian
Powers of the Guardian relating to property of minor
Guardianship under Muslim law

Suggested Readings:

Aqil Ahmed, Mohammedan Law (Central Law Agency Allahabad, 23rd Ed, 2009)
Arshad Subzwari, Hindu Law : Ancient and Codified (Ashok Grover and sons, Aurngabad, 2nd Edition, 2007)
Asaf A.A. Fzee, the Pillars of Islam (Oxford University Press, New Delhi, 2004)
Ather Farouqui, Muslim and Media Images: News versus views (oxford University press, New Delhi, 2009)
B.K. Sharma, Hindu Law (Central Law Publication, Allahabad 3rd Ed. 2011).

M A Qureshi, Muslim Law (Central Law Publication, Allahabad, 2002)

M. Hidayatullah, Arshad Hidayatullah, Principles of Mahomdan laws (Lexis and Nexis, Buttersworths wahwa, Nagpur,2003)

Mitra, Hindu Law (Orient publishing Company, New Delhi, 3rd Edition, 2010)

Paras Diwan , Modern Hindu Law (Allahabad Law Agency 20th Ed., 2009),.

Paras Diwan, Customary Law of Punjab and Haryana (Publication Bureau, Panjab University, 2002 (4th Ed.))

Paras Diwan, Muslim Law in Modern India (Allahbad Law Agency, Faridabad, 2015)

Poonam Pradhan Saxena, Family Law Lectures: Family Law II (Lexis Nexis, Gurgaon, 2013)

R.K Aggarwal, Hindu Law: Codified and Uncodified (Central law Agency, Allahabad, 2016)

Ramesh Chandra Nagpal, Modern Hindu Law (Eastern Book Company, Lucknow, 2008)

Ratigan's Customary Law (Universal Law Publishing, Co. Oxford University Press 16th Ed, 2007)

Supinder Kaur, Family Law: Text book on Personal law of Hindus and Muslims, (Shri ram Law House, New Delhi, 2018)

Tahir mahmood, the Muslim Law of India (Lexis Nexis, Buttersworth, 3rd Edition, 2002)

Tanzeem Fatima, Marriage Contract in Islam(Deep and Deep Publication , New Delhi,2007)

V.P.Bharatiya, Muslim Law,(Eastern Book Company, Lucknow, 2009)

Werner menski, Hindu Law: Beyond Tradition and Modernity (Oxford University Press,New Delhi, 2003