# Bihar Judicial Service (Mains) 2006

## Hindu Law and Muhammadan Law · optional paper

### Part A

1. Discuss the importance of custom as a source of Hindu Law. How far customs form the basis of modern codified Hindu Law.

2. Who is a coparcener? Discuss the rights of a coparcener. Can a female become coparcener of Hindu Joint Family?

3. Define Hindu Joint Family property. State various modes of partition of Joint Family property. Can a partition of Hindu Joint Family property be reopened? If so, explain the circumstances.

4. Elaborate the fundamental changes introduced by Hindu Succession Act, in respect of succession of property of Hindu Family.

5. Write short notes on: (a) Self acquired property; (b) Effects of adoption; (c) Distinction between alimony and maintenance pendente lite.

### Part B

6. Enumerate the various classes of heirs according to Sunni and Shia Schools. A dies leaving his widow, mother and full brother. Divide his property according to Hanafi Law.

7. What is a waqf? Who can be appointed a Mutawalli of a waqf? Discuss the functions and duties of a Mutawalli. How can a Mutawalli be terminated?

8. Write short notes on: (a) Iddat; (b) Hiba-ba-shartul-iwaz; (c) Acknowledgment.

9. Discuss the right of a Muslim woman over her female child. Can she enjoy this right after dissolution of her marriage? Who is a testamentary guardian?

10. Discuss the scope of Muslim Law regarding the maintenance of divorced woman against her husband. Discuss the changes made in this respect in the famous Shah Bano case decided by the Supreme Court.