Bihar Judicial Service (Mains) 2021

Hindu Law and Muhammadan Law · optional paper

Part I

1. What do you mean by adoption? Explain the requisites of a valid adoption. Discuss the changes brought about by the Hindu Adoption and Maintenance Act, 1956.

2. Discuss the grounds of divorce under Hindu Law. Whether a Hindu male after his acquittal in trial for Section 498A of IPC can seek divorce from his wife under the Hindu Law?

3. Who are the guardians under the Hindu Law? Discuss their powers and functions with special reference to their power of alienation.

4. Write notes on the following: (a) Antecedent debts. [Only part (a) appears in the source copy.]

5. What do you mean by partition? Discuss various modes of effective partition. Under what circumstances partition can be re-opened?

Part II

6. What are the various sources of the Muslim Law? Discuss the relevance of modern sources in present scenario.

7. Muslim marriage is not a sacrament, but purely a civil contract. Explain. Discuss the approved classification of marriages under the Muslim Law.

8. What is guardianship under Muslim Law? Who are entitled to act as guardian under the Muslim Law? Distinguish between guardianship and hizanat.

9. What do you mean by legitimacy and legitimation under Muslim Law? Discuss the rules of valid acknowledgment with reference to status of adoption under the Muslim Law.

10. Discuss the term Hiba with reference to its requisites under the Muslim Law. Distinguish between Hiba-bil-iwad and Hiba-ba-shartul-iwaz.