

## **First Year – First Semester**

### **COURSE-IV: FAMILY LAW-I: HINDU LAW**

#### **Objectives:**

The knowledge of family laws is important for lawyers. This course is designed to endow the students with knowledge of both the codified and unmodified portions of Hindu law. The course concerns itself with the sources, schools, institutions, succession, maintenance, menace of dowry, etc.,

#### **Course Contents:**

##### **UNIT-1**

Introduction – Concept of Dharma – Sources of Hindu Law – Modern and Ancient – Importance of Dharma Shastra on Legislation – Two Principal Schools of Hindu Law – Application of Hindu Law.

##### **UNIT-II**

Marriage and Kinship- Evolution of the Institution of Marriage and Family – Law Prior to Hindu Marriage Act – A detailed study of Hindu marriage Act, 1955 – Matrimonial Remedies – Maintenance and Alimony; Customary Practices and legislative provisions relating to dowry prohibition.

##### **UNIT-III**

Hindu undivided family – Mitakshara Joint Family – Formation and Incidents – Property under both Schools – Kartha; His Position, Powers, Privileges and Obligations – Debts – Doctrine of Pious Obligation – Partition and Reunion – Religious and Charitable Endowment.

##### **UNIT-IV**

Inheritance and Succession – Historical perspective of traditional Hindu Law relating to Inheritance – A detailed study of Hindu Succession Act, 1956.

Stridhana – Woman's Property – Recent State and Central Amendments to Hindu Succession Act; Gifts and Testamentary Succession – Wills.

##### **UNIT-V**

Law relating to Hindu Minority and Guardianship: Kinds of Guardians; Duties & Powers of Guardians; A detailed study of Hindu Adoption and Maintenance Act, 1956, Maintenance: Traditional Rights and Rights under Hindu Adoption & Maintenance Act 1956.

**PRESCRIBED BOOKS:**

Paras Diwan – Modern Hindu Law

**Reference Books:**

John D.Mayne – Hindu Law Usages

Mulla – Principles of Hindu Law

Paras Diwan – law of Adoption, Ministry Guardianship's custody

J.D.M.Derrett – Hindu Law – Past and Present