



FAMILY LAW II

Syllabus

1. Sources of Muslim Law
2. Schools of Muslim Law
3. Dower
4. Marriage in Muslim Law
5. Dissolution of Marriage
6. Maintenance
7. Gift
8. Waqf
9. Wills
10. Guardianship
11. Inheritance

Recommended Books

Family Law II by Poonam Pradhan Saxena

Lesson Plan

1. Sources of Muslim Law – One Week
This will cover the primary and the secondary sources of Muslim Law
2. Schools of Muslim Law – One Week
This will cover the two major sects of Muslim Law i.e. Sunni and Shia and their subdivisions of schools
3. Dower – One Week
This module will deal with the concept, explanation, types and importance of dower or mehr in a Muslim marriage
4. Marriage in Muslim Law – One Week
This module will deal with the object, types, capacity, essentials and disabilities of marriage. The concept of Muta marriage will also be dealt under this module.
5. Dissolution of marriage – One Week
This module will deal with the ways of dissolution of marriage, types of divorce and the constitutionality of the Talaq-ul-Biddat. It will also deal with the grounds of divorce available to a woman under the Dissolution of Muslim Marriage Act, 1939.
6. Maintenance – One Week
This module will deal with the prior law and the settled law on the law of maintenance in Muslim Law
7. Gift – One Week
This module will deal with the meaning, requirements, essential ingredients, exceptions, formalities and revocation of gift under Muslim Law. This will also deal with the concept of Mushaa and exceptions to Mushaa
8. Waqf – One Week



This module will deal with meaning, purpose, essentials, legal incidents, modes, subject matter and kinds of waqf. The students will also learn about who can create waqf, for whom it can be created and the concept of Mutawalli.

9. Wills – One Week

This module will deal with the meaning, object, significance, difference between hiba and wills, requisites, subject matter, extent and revocation of wills.

10. Guardianship – One Week

This module will deal the meaning and types of guardian in Muslim Law

11. Inheritance – One Week

This module will deal with the general principles of inheritance under Muslim Law.

Corporate Law

1. Formation, registration and Incorporation of a company

- a) Nature and kinds of company
- b) Duties, liabilities of promoters and their status
- c) Mode of incorporation and consequence thereof
- d) Memorandum of Association, alteration and doctrine of ultra vires
- e) Articles of Association, alteration, relation with MOA

2. Capital formation

- a) Prospectus: issue, contents, kinds, liability for misstatements, statements in lieu of prospectus
- b) Classification of company securities
- c) Shares and general principles of allotment
- d) Transfer of shares
- e) Share capital, reduction of share capital
- f) Debentures

3. Corporate administration

- a) Directors- types, their powers and duties
- b) Meetings
- c) Majority control and minority protection, prevention of oppression and mismanagement

4. Winding up of companies

- a) Kinds, consequences and reasons of winding up
- b) Role of courts
- c) Liability of past members
- d) Payment of liabilities
- e) Reconstruction and amalgamation



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W E S T B E N G A L

Books recommended:-

1. Company Law- Avtar Singh
2. Elements of Companies- N. D. Kapoor
3. Bare Act- Companies Act, 2013