

COURSE TITLE	FAMILY LAW I
COURSE CODE	10FL2301
COURSE CREDITS	4

Objective:

- 1 To know the various concepts and basis of evolution of Family Law.
- 2 To analyse and examine the different codified as well as non-codified family laws, including customs operating in the Indian societal set up.
- 3 To examine judicial trends and its impact.
- 4 To discuss the contemporary issues affecting Family Laws.
- 5 To understand justice dispensation in Family Law and to identify the constraints in the adoption of uniform civil code in India
- 6 To consider the relationship between the Constitution of India and Family laws and the changing contours therein.

Course Outcomes: After completion of this course, student will be able to:

- 1 State origin, types, classification of families and personal laws.
- 2 Identify the various modes of marriages and divorce under different personal laws.
- 3 Describe the establishment, composition and powers of family Courts.
- 4 Interpret the provisions of guardianship and minority
- 5 Criticize various issues and problems of adoption and maintenance.
- 6 Analyse the various legal provisions as well as judgments of Supreme Court and High Courts.

Pre-requisite of course:N/A

Teaching and Examination Scheme

Theory Hours	Tutorial Hours	Practical Hours	ESE	IA	CSE	Viva	Term Work
3	1	0	50	30	20	0	0

Contents : Unit	Topics	Contact Hours
1	Introduction to Family Law Origin of family and Types of family, Characteristics of family, Classification based upon marriage, What is Family Law?, Origin and sources of Personal Laws	5

Contents : Unit	Topics	Contact Hours
2	Marriage Evolution of the Institution of Marriage, Hindu Marriage under Hindu Marriage Act, 1955, Muslim Marriage, Christian Marriage, Parsi Marriage , Marriage under Special Marriage Act, Void and Voidable Marriage, LGBTQ community marital status, Live in relationship	7
3	Matrimonial Reliefs and Family Court Restitution of Conjugal Rights, Judicial Separation, Divorce o Theories of Divorce o Divorce under Hindu Marriage Act 1955 o Divorce under Muslim Personal Law, Muslim Women (Protection of Rights on Marriage) Act, 2019 & The Dissolution of Muslim Marriage Act, 1939 o The Parsi Marriage and Divorce Act, 1936 o Christian Marriage and Divorce Act, 1957 o Indian Divorce Act, 1869 o Divorce under Special Marriage Act, 1954 o Customary Divorce o Comparison of divorce under various Personal laws., Dissolution of Live-in relationship, Family Court Act 1984	11
4	Provisions relating to Maintenance Persons entitled to maintenance, Maintenance of divorced women o Under Hindu Law o Under Muslim personal Law o Under Muslim Women (Protection of Rights on Divorce) Act, 1986 o Under Indian Divorce Act, 1869 o Under Parsi Marriage and Divorce Act, 1936 o Under Criminal Procedure code 1973 o Under Protection of Women from Domestic Violence Act 2005, Maintenance and Welfare of Parents and Senior Citizens Act, 2007. o Responsibilities of children o Responsibilities of Government	7
5	Adoption and Guardianship Concept of Adoption, Legal aspects and requirements for valid adoption, Hindu Adoption and Maintenance Act, Juvenile Justice Act, 2015, CARA Guideline , Guardianship and Adoption in Muslim Law and Parsi Law, Guardianship and its legal issues in personal laws, Relevant Provisions of Guardian and Wards Act, 1890	7
6	Contemporary Issues and Challenges Uniform Civil Code, Surrogacy, Forced conversion law., Other issues	8
Total Hours		45

Suggested List of Experiments:

Contents : Unit	Topics	Contact Hours
1	Issues related to Family Law Issues related to Family Law	15
Total Hours		15

Textbook :

- 1 Family Law Lectures, Family Law I, Dr. Poonam Saxena, Lexis Nexis, 2022

References:

- 1 Family Law in India, Family Law in India, Tahir Mehmood, EBC, 2023

Suggested Theory Distribution:

The suggested theory distribution as per Bloom's taxonomy is as follows. This distribution serves as guidelines for teachers and students to achieve effective teaching-learning process

Distribution of Theory for course delivery					
Remember / Knowledge	Understand	Apply	Analyze	Evaluate	Higher order Thinking / Creative
10.00	10.00	30.00	10.00	20.00	20.00

Supplementary Resources:

- 1 https://www.indiatimes.com/explainers/news/explained-what-is-uniform-civil-code-608513.html?utm_source=chatgpt.com
- 2 https://www.indiatoday.in/interactive/immersive/ucc-uniform-civil-code-india?utm_source=chatgpt.com