Objective:

The Main objective of introducing this subject is to make the students to indentify and understand the scheme of succession under the Hindu, Muslim and Christian Laws. Further, with reference to unmodified Hindu Law, the matters relating to joint family system, competency, karta and his powers, partition and the Hindu Religions Endowments are given in the syllabus for understanding the changes effected after the parsing of the Hindu succession Act, 1956 and other related laws. Under Muslim Law the matters relating to wakfs, wills, Gifts and preemption are given in separate chapters in addition to the Sunni and shia Law of Inheritance. With reference to Christian Law, a Part of the Indian succession Act, 1925 relating to Law of wills and the Christian Law of inheritance are given in separate chapters.

Unit - I: Joint Hindu Family

Institution of joint family – Coparcenary system – Classification of properties – Karta – Status, powers and duties – Principle of survivorship and succession – Partition.

Unit - II: Intestate succession

General principles of succession under Hindu Law, Muslim Law and Christian Law – Statutory conditions of disinheretance and disentitlement – Comparative analysis of right to property of women under different Religious and Statutory law. Dwelling house and Right of Pre-emption.

Unit - III: Testamentary succession

Testamentary succession under Hindu, Muslim and Christian Law – Limitation to testamentation under various religious and statutory law – Will and administration of will – Codicil – Lapse, abatement and ademption of legacies – Probate, letters of administration and succession certificate.

Unit - IV: Gift under Islamic Law

Unit - V: Religious endowments and wakf

Hindu religious endowments – Wakf – Meaning – Formalities of creation – Types and administration of wakf – Mutawalli and his powers – Muslim religious institutions and offices.

Statutory Material:
The Hindu Succession Act, 1956 with recent amendments
Indian Succession Act, 1925
The Hindu Women’s Right to Property Act, 1937
The Wakf Acts.

Books for Reference:

1. Mulla - Principals Hindu Law
2. N.R. Raghavachari - Hindu Law
4. Fyzee - Outlines of Mahomedan Law

Book for Study:

1. Dr. Paras Diwan - Family Law
2. Prof. G.C.V. subba Rao - Family Law in India
3. Paruck - Indian succession Act
4. R. swaroop - Hindu Law of Succession
5. Poonam pradhan Saxera - Family Law Lectures Family Law II

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