

Question: Explain the powers of Karta in a joint Hindu Family? Whether he can mortgage the undivided shares of other coparceners in the property.

Answer : INTRODUCTION:- The position of karta in a joint hindu family is unique. He is that person who takes care of the whole family and its property and administers it and all the members of family remained disciplined under him. It has been said regarding the position of karta that no one else is equivalent to him in the family. The position and powers of the karta are more wide than anyone

POWERS OF THE KARTA

1. He has the complete control over the family.
2. No one can claim accounts from him nor can say to him to spend less.
3. There is no binding over him that how much he shall spend over any coparcener.
4. It is within his power to whom he may educate and whom he keeps illiterate.

But this does not mean that he is dictator. His position is extremely sensitive. He has to move along-with all the members. Thus the position of the karta is mixture of rights and duties. He has to maintain the control between rights and duties.

WHO CAN BE A KARTA

1. Hindu Law believes that the seniormost coparcener is the Karta of the family. Refer case of Ram v/s Khara -1971.
2. Any coparcener becomes Karta of family because of his seniority not because of anyone appointed him. Refer a case to this effect Mann V/s

Family Law Questions Answers

Lenard Marlow



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impact on family formation particularly adoption to take into account new family forms **The Army Lawyer** ,1992 **The Army Lawyer** , **Q & A Revision Guide: Equity and Trusts 2012 and 2013** Margaret Wilkie,Rosalind Malcolm,Peter Luxton,2012-01-12 Q A Equity and Trusts offers a lifeline to students revising for exams It provides clear guidance from experienced examiners on how best to tackle exam questions and gives students the opportunity to practise their exam technique and assess their progress **BAR/BRI Digest** ,2001 **Contemporary Issues in Family Law and Mental Health** Michael G. Brock,Samuel Saks,2008 Contemporary Issues in Family Law and Mental Health is an original and practical discussion of cutting edge issues in family relations and the law Through the prism of family law and custody disputes in particular it discusses the basic principles that underlie the proper use of mental health evidence in court and it sets out the proper use of mental health evidence in litigation In this book of twenty chapters Michael G Brock and Samuel Saks discuss many important topics Facilitative and evaluative mediation case preparation versus the expert witness the privilege and ethics of forensic practice therapy court valid and invalid scientific evidence false allegations of abuse parental alienation child advocacy mental health forensics and child therapy In addition the effect of the amendment to the Michigan Rule of Evidence 703 on expert testimony in court is examined as well as the forensic interviewing protocol in child abuse cases science and technology and the search for truth In several chapters the authors also describe the problems involved in establishing child abuse in the courts The book also includes the elements of child custody evaluations the use of the polygraph test and when child abuse constitutes malpractice This engaging book will enrich the literature on family law and mental health It will help shed light on the challenges and pitfalls that surround the use of mental health evidence in court

BOOK JACKET **Marital Agreements and Private Autonomy in Comparative Perspective** Jens M Scherpe,2012-02-24 This book deals with a subject that has recently been the focus of debate and law reform in many jurisdictions how much scope should spouses have to conclude agreements concerning their financial affairs and under what circumstances should such agreements be binding and enforceable These marital agreements include pre nuptial post nuptial and separation agreements The book is the result of a British Academy funded research project which investigated and compared the relevant law of England and Wales Australia Austria Belgium France Germany Ireland the Netherlands New Zealand Scotland Singapore Spain Sweden and the jurisdictions of the United States In addition to chapters on these jurisdictions the book includes a chapter on the English practitioner s view It also provides a comparative analysis of the different matrimonial property regimes and the rules on marital agreements that explores underlying themes and principlesand makes recommendations for regulating marital agreements A key theme is the function and effect of marital agreements in the different jurisdictions Thus each chapter first explains the underlying default rules for ancillary relief matrimonial property and maintenance It then analyses the current rules for marital agreements and gives a brief account of the private international law rules The book provides a comprehensive source of reference on ancillary relief matrimonial property and

maintenance and the rules on pre nuptial post nuptial and separation agreements in 14 jurisdictions It offers guidance for academics and practitioners dealing with international matters and a basis for discussions on law reform I applaud the vision and perseverance of Jens Scherpe in having conceived this book and with so much distinguished help in now bringing it to birth I will be using it for many years and I warmly invite my fellow family lawyers across the world to do likewise Foreword by The Rt Hon Lord Wilson of Culworth Justice of the Supreme Court of the United Kingdom This title is included in Bloomsbury Professional s Family Law online service Diversity and Diversity Management in Education Claudia Quaiser-Pohl,Vera Ruthsatz,Martina Endepohls-Ulpe,2013 Globalisation and efforts for equality nowadays go together with the debate on differences and diversity within countries societies and organisations With regard to the educational system in most European countries similar trends can be observed recently an increasing educational success of women and their growing participation in the labour force the changing age structure of students due to the demographic change efforts to improve the situation of handicapped people in education and the consequences of international migration movements for the educational system Thus diversity and diversity management have become very popular topics in educational research and policy all over Europe This book is the documentation of an international workshop of researchers from Poland Germany and France It combines articles on diversity from different disciplines With its interdisciplinary and international i e European perspective it leads to a better understanding of the phenomenon It can improve the diversity competence in research and training and is particularly appropriate for international study programmes **Q & A Revision Guide: Human Rights and Civil Liberties 2012 and 2013** Steve Foster,2012-01-12 This work shows students how to tackle examination questions in human rights and civil liberties providing typical questions with model answers It also offers guidance on how answers should be structured and the key points to convey *Forensic Mental Health Consulting in Family Law* Robert L. Kaufman,Margaret Lee,2014-06-11 Forensic Mental Health Professionals have entered the fray of child custody litigation in ways that could not have been predicted even a decade ago Traditionally engaged as neutral court appointed evaluators or mediators or as treatment providers for children parents or families FMHPs are assuming a range of consulting functions Services span a wide range including providing expert testimony on specific content areas reviewing and critiquing colleagues work product providing behind the scenes consultation to attorneys and even help attorneys manage difficult cases and clients These more recent services raise questions about sound professional practice This volume tackles these thorny issues head on and discusses questions how consultants can work creatively and ethically to make a positive contribution in the challenging world of family law This book was originally published as a special issue of Journal of Child Custody **A Common Sense, Practical Guide to Divorce in New York** Lenard Marlow,2021-01-05 The simple message of this book is that divorcing husbands and wives should not allow divorce lawyers to send them off on a fool s errand that will take what is already a tragedy in their lives and turn it into a nightmare That is when they are persuaded to employ the law as a weapon

in a legal tug of war the object of which is simply to get as much as you can and to give as little as you have to Rather they should look to the law as a common framework that they can turn to in their effort to conclude an agreement and thereby get on with their lives There is a name for this It is called divorce mediation and it doesn't take forever or cost a king's ransom

Family Mediation Howard H. Irving, Michael Benjamin, 1995-07-19 As divorce rates rise family mediation represents an alternative way of making settlements without involving an already overburdened judicial system This book presents a discussion of the current North American trends in the burgeoning field of family mediation by featuring both a review of the literature and a model for family mediation practice The practice model presented here Therapeutic Family Mediation stresses an ecological perspective and considers the feminist critique of the mediation process The authors also address mediation's role in the important issues of joint custody ethnicity and child protection Future directions in family mediation are examined in the final part

Planning the Future of Cross Border Families Ilaria Viarengo, Francesca C Villata, 2020-10-15 This book is built upon the outcomes of the EUFam's Project financially supported by the EU Civil Justice Programme and led by the University of Milan Also involved are the Universities of Heidelberg Osijek Valencia and Verona the MPI in Luxembourg the Italian and Spanish Family Lawyers Associations and training academies for judges in Italy and Croatia The book seeks to offer an exhaustive overview of the regulatory framework of private international law in family and succession matters The book addresses current features of the Brussels Ila Rome III Maintenance and Succession Regulations the 2007 Hague Protocol the 2007 Hague Recovery Convention and new Regulations on Property Regimes The contributions are authored by more than 30 experts in cross border family and succession matters They introduce social and cultural issues of cross border families set up the scope of all EU family and succession regulations examine rules on jurisdiction applicable law and recognition and enforcement regimes and focus on the current problems of EU family and succession law *lis pendens* in third States *forum necessitatis* Brexit and interactions with other legal instruments The book also contains national reports from 6 Member States and annexes of interest for both legal scholars and practitioners policy guidelines model clauses and protocols

The Child Custody Book James W. Stewart, 2000 It is almost always in your children's best interest to settle a case with or without mediation rather than to litigate in court said Judge Stewart His book fully clearly and concisely explains the process of court child custody litigation It shows how custody decisions are made what can be expected at each stage of the process and how parents can insure that their abilities are clearly presented to persons with influence over the custody decision It is intended to eliminate surprises that could lead to costly mistakes along the way Parents who settle custody disputes out of court will not only save tens of thousands of dollars but will have avoided the rancor and hostility of a custody trial that makes future cooperation in raising the children almost impossible With help from a capable and experienced attorney this book will allow the reader to present her his case for custody in its best possible light A must read for divorcing parents custody evaluators family psychologists and marriage and family therapists

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