

How Can A Woman Get Divorce In India

Indian Law of Marriage and Divorce India 1964

Courtship & Marriage Vijay Nagaswami 2002 Ways To A More Fulfilling Marriage Do You, Like Many Modern Indian Couples, Worry About Your Marriage? Do You Feel That Your Most Intimate Relationship Could Be More Fulfilling And Wonder How You And Your Partner Can Attain A Deeper Level Of Love? Psychiatrist And Marital Therapist Dr Vijay Nagaswami Offers Advice To Today S Indian Couples Who Want To Strengthen Their Marital Relationship. He Expertly Guides Partners Through Problems That They Face Routinely And Identifies Challenges Encountered In Both Arranged And Love Marriages. Written In An Accessible And Informal Style, The Book Combines Real And Fictionalized Accounts To Illustrate The More Common Difficulties Of Modern Marriage And Describes Practical Steps Towards Resolutions And Personal Growth. Intended For All Couples And Not Only Dysfunctional Ones, This Is An Indispensable Resource For One Of The Least Understood And Discussed Aspects Of Contemporary Indian Life. First Ever Such Manual Specific To India

Nikah Halala Ziya Us Salam 2020-07-18 Muslim society in India remains in a state of denial when it comes to nikah halala. The Quran allows divorce twice. After that the spouses either live together happily or divorce gracefully. Nowhere does it allow marriage with a pre-arranged date of divorce to a new man only to go back to the former husband. Nikah Halala: Sleeping with a Stranger is a probing exercise that exposes the cycle of instant triple talaq followed by a fake marriage, which too ends with another instant triple talaq that allows the woman to marry the former husband. While the holy book does not mention instant triple talaq, this tradition is unique to the Indian subcontinent that claims to bring squabbling couples together but ends up making a mockery of the faith and punishes women for the crimes of men. The first ever book to talk of the subject, Nikah Halala presents the sordid reality of mock marriages against the background of Quranic injunction on the subject and exposes the departure in practice from the teachings of the holy book that gives divorced women complete freedom to follow their path.

Women of the Orient Ross C. Houghton 1877

The Ex-Files Vandana Shah 2014-11-01 The tale of one woman's journey through divorce The Ex-Files is the story of a woman, who despite her best efforts to save her marriage, found herself facing a divorce petition. But instead of wallowing in self-pity, Vandana Shah picked up the pieces of her shattered life and moved straight on. She not only found a job and became a community leader, she also started India's first divorce support group. While being true to both the pain and challenges of divorce, Vandana's personal stories reveal the hardships and joys of moving through emotional upheaval and emerging stronger with your positive thinking and humour intact. The book also deals with the legal and social aspects of a divorce which are so often overlooked. At once funny, tragic and uncompromisingly honest, this memoir will resonate with anyone who has endured the end of a marriage and come out changed.

Unification of Divorce Laws in India Shiv Sahai Singh 1993

Marriage and Matrimonial Remedies Mohammed Ahmad Qureshi 1978

The Grounds for Divorce in Hindu and English Law P. K. Viridi 2009-03 This study traces the growth of the concept of divorce through the Dharmasastra, custom, case-law and legislation with special reference to the inter-pretation of the relevant provisions under the Hindu Marriage Act, 1955, pointing out how law has influenced society and vice versa. The work is comparative and presents a picture of the role played by English judicial precedent in Hindu law. For the legal profession as well as the student of modern comparative law this book should prove a valuable compact

study.

Woman in Islām Violet Rhoda Jones 1981

She Comes to Take Her Rights Srimati Basu Using the contemporary workings of property law in India through the lives and thoughts of middle-class and poor women, this is a study of the ways in which cultural practices, and particularly notions of gender ideology, guide the workings of law. It urges a close reading of decisions by women that appear to be contrary to material interests and that reinforce patriarchal ideologies. Hailed as a radical moment for gender equality, the Hindu Succession Act was passed in India in 1956 theoretically giving Hindu women the right to equal inheritance of their parents' self-acquired property. However, in the years since the act's existence, its provisions have scarcely been utilized. Using interview data drawn from middle-class and poor neighborhoods in Delhi, this book explores the complexity of women's decisions with regard to family property in this context. The book shows that it is not passivity, ignorance of the law, naiveté about wealth, or unthinking adherence to gender prescriptions that guides women's decisions, but rather an intricate negotiation of kinship and an optimization of socioeconomic and emotional needs. An examination of recent legal cases also reveals that the formal legal realm can be hospitable to women's rights-based claims, but judgments are still coded in terms of customary provisions despite legal criteria to the contrary.

Socio-legal Status of Women in India Rama Mehta 1987

Problems of Muslim Women in India Asghar Ali Engineer 1995 The book begins with the changing status of Muslim women and goes on to analyse the evolution of shari'a the canon law of Islam and its interpretation in today's social context. Other problems dealt with include the controversial aspects of Muslim divorce laws in India, as compared with the changing legislation related to talaq in other Islamic countries.

Women's Human Rights in India Christine Forster 2019-08-28 This book focuses on women's human rights in India. Drawing on case studies, it provides a clear overview of the key sources on gender and rights in the country. Further, it contextualizes women's rights at the critical intersection of caste, religion and class, and analyses barriers to the realization of women's human rights in practice. It also develops strategies for moving forward towards greater recognition, protection, promotion and fulfilment of women's human rights in India. Drawing on critical pedagogical tools to analyse groundbreaking court cases, this book will be a key text in human rights studies. It will be indispensable to students, scholars and researchers of gender studies, sociology, law and human rights.

Terror as a Bargaining Instrument Francis Bloch 2000 Some aspects of violent behavior are linked to economic incentives. In India, domestic violence is used as a bargaining instrument, to extract larger dowries from a wife's family after the marriage has taken place.

Law of Marriage and Divorce in India B. P. Beri 1982

Breaking up Mrunalini Deshmukh 2012-12-15 how do i file for divorce in india? how do i identify a good lawyer? what are the grounds on which i can file for divorce? what goes into deciding who gets custody of the children? how much alimony will i have to pay? how much does it cost? Divorce is usually painful and complex. *Breaking Up: Your Guide to Getting Divorced* answers every question you might have on the subject. Mrunalini Deshmukh is one of India's top divorce lawyers, and she and her associates have handled some of the most high-profile cases in the country. Using their twenty years of experience and expertise, they have put together this book on understanding divorce law. Authoritative, simply written and easily accessible, *Breaking Up* will guide you through the entire process and help you get your life back on track.

Modern Indian Family Law Werner Menski 2013-12-16 This text presents an overview of the major issues and topics in current developments in Indian family law. Indian law has produced a number of very important innovations in the past two decades, which are also highly instructive for law reform debates in western and other jurisdictions. Topics discussed are: marriage, divorce, polygamy, maintenance, property and the Uniform Civil

Code.

Laws for Women in India Sanjiv Narang 2021-03-12 This book lays down the critical family, personal and criminal laws which are specific to women. The challenge in law is that it is bigger than the seven seas. It is very easy to get lost in this sea. This book is designed to help women understand and navigate through the vastness of the laws applicable to them instead of getting lost and misguided in the legal sea. The knowledge of these relevant laws along with the landmark cases where they are applied will enable women to understand and apply these laws in their lives. This would empower them to utilize and leverage the power of the law.

Triple Talaq Furqan Ahmad 1994

The Himalayan Woman Rex L. Jones 1986

Divorce and Remarriage Among Muslims in India Imtiaz Ahmad 2003 Divorce is usually studied in terms of two distinct perspectives. One focuses on the procedure laid down for giving the seal of final authority to a divorce. The other explores the processes that are set in motion once the stability of a marriage is threatened. The latter perspective does not see divorce in isolation but treats it in the wider context of social structure. When divorce in Muslim communities is discussed, the tendency quite often is to place theology and law at the centre. This book recognizes that divorce in Muslim communities entails substantial theological and legal dimensions, but takes as its point of departure the view that it is only by placing divorce in the social and cultural context that meaningful conclusions can be arrived at. It examines, in the light of empirical evidence, the incidence of divorce and separation, the social and other causes due to which divorce and separation takes place, and the position of divorced women in society as well as their prospects of remarriage. In the process substantial methodological and theoretical questions relevant to the study of divorce as a social phenomenon are raised. The book has an immediate practical aim as well. Muslim law of divorce, particularly the provision of triple divorce, which vests a unilateral right in the husband to pronounce a summary divorce upon his wife, has been the subject of considerable controversy. Essentially, the papers brought together in this book are sociological analyses of divorce and remarriage among Muslims in India and the data thrown up as part of these analyses should clear some points in the controversy.

Human Rights in India Syed Mehertaj Begum 2000 Papers presented at the National Seminar on "Human Rights in India: Issues and Perspectives," organized by the Department of Political Science, Jamia Millia Islamia, 7-8 December, 1998

Hindu Divorce Livia Holden 2016-04-22 This comparative study investigates the place of Hindu divorce in the Indian legal system and considers whether it offers a way out of a matrimonial crisis situation for women. Using the narratives of the social actors involved, it poses questions about the relationship between traditional jurisdictions located in rural areas and the larger legal culture of towns and cities in India, and also in the UK and USA. The multidisciplinary approach draws on research from the social sciences, feminist and legal studies and will be of interest to students and scholars of law, anthropology and sociology.

The Muslim Women (Protection of Rights on Marriage) Bill, 2018 -- Triple Talaq Bill Or Triple Talaq Law of India Shubham Sinha 2019-08-09 Triple talaq is a form of divorce that was practised in India, whereby a Muslim man could legally divorce his wife by pronouncing talaq (the Arabic word for divorce) three times. The pronouncement could be oral or written, or, in recent times, delivered by electronic means such as telephone, SMS, email or social media. The man did not need to cite any cause for the divorce and the wife need not have been present at the time of pronouncement. After a period of iddat, during which it was ascertained whether the wife is pregnant, the divorce became irrevocable. In the recommended practice, a waiting period was required before each pronouncement of talaq, during which reconciliation was attempted. However, it had become common to make all three pronouncements in one sitting. While the practice was frowned upon, it was not prohibited. A divorced woman could not remarry her

divorced husband unless she first married another man, a practice called *nikah halala*. Until she remarried, she retained the custody of male toddlers and prepubescent female children. Beyond those restrictions, the children came under the guardianship of the father.

Law of Marriage and Divorce Paras Diwan 1997 Indepth study.

Redefining Family Law in India Archana Parashar 2020-11-29 This volume is a collection of articles by scholars across disciplines to create a discourse of family law independent of Religious Personal Law, whilst striving for fairness and justice to all. It demonstrates the artificiality of the public-private divide and seeks the systematic development of ideas for a fair and just family law in contemporary India. The book does not merely document the pathologies of power within the family but also makes proposals for remedying these inequities. It is not confined to considering what changes need to be inducted into existing family law to make it more just, but also strategises on the means and methods of effecting the change. It lifts the familial veil and scrutinises the status, rights and disabilities of some of the subordinated members of the family. The volume is an invitation to redefine family law with the twin tools of reflection and responsibility. It will interest those in law judges, legislators, law reformers as well as those in women and family studies, policy makers and policy analysts, apart from the general reader.

Family Law Flavia Agnes 2011-01-05 Family law in India has a complex legal structure where different religious communities are guided by their own personal laws, each of which historically evolved under various social, religious, political, and legal influences. In two comprehensive and lucid volumes, Flavia Agnes, a leading activist and advocate in the area, examines family law in the light of social realities, contemporary rights discourse, and the idea of justice. What is unique in these volumes is that the ground level litigation practices around women's rights are interwoven with the critical analyses of the statutory provisions. Relying extensively upon case law, Volume 1 examines: the evolution of the personal laws of Hindus, Muslims, Christians, Parsis, and Jews during the colonial and postcolonial periods; how these laws are applied in contemporary questions of marriage, divorce, property rights, and succession; and whether it is possible to bring the law in conformity with modern changes through and in both the formal, and statutory law and the pluralistic and fluid community-based practices. It also extensively examines the role of the judiciary, the political and academic debates around the issue of uniform civil code, and women's citizenship claims in a stratified and hierarchical social order.

Cases and materials on family law K. Kusum 2010

Problems and Concerns of Indian Women Brijendra Kumar Pal 1987 Chiefly papers on legal status, presented at the Seminar on "Problems and Concerns of Women" held at Indian Law Institute, New Delhi, 1986, organized by United Lawyers' Association and cosponsored by Legal Service Clinic for Women and Children.

Separated and Divorced Women in India Kirti Singh 2013-04-29 *Separated and Divorced Women in India* examines the economic rights and entitlements of separated/deserted women in law and practice in India, and explores all the laws and policies relating to financial support for a wife or child that come into play once a separation or divorce has taken place. Based on a survey of more than 400 women in four different regions across the country, this seminal work lays bare the miserable financial conditions of separated/deserted women and the lengthy procedural obstacles that these women have to contend with to get any justice. It interrogates the absence of any laws that would give Indian women ownership rights in the property and assets that they have helped to acquire through financial or non-financial contributions in the marital home, and suggests that Community of Property should be made a part of law for all Indian women. This work further challenges the conventional understanding of productive work and advocates recognition of the productive nature of women's household work. Another aspect discussed pertains to the pervasive scourge of dowry and how seldom women recover their dowry and *stridhan* through the law.

Divorcing Traditions Katherine Lemons 2019-03-15 *Divorcing Traditions* is an ethnography of Islamic legal expertise and practices in India, a

secular state in which Muslims are a significant minority and where Islamic judgments are not legally binding. Katherine Lemons argues that an analysis of divorce in accordance with Islamic strictures is critical to the understanding of Indian secularism. Lemons analyzes four marital dispute adjudication forums run by Muslim jurists or lay Muslims to show that religious law does not muddle the categories of religion and law but generates them. Drawing on ethnographic and archival research conducted in these four institutions—NGO-run women's arbitration centers (mahila panchayats); sharia courts (dar ul-qazas); a Muslim jurist's authoritative legal opinions (fatwas); and the practice of what a Muslim legal expert (mufti) calls "spiritual healing"—*Divorcing Traditions* shows how secularism is an ongoing project that seeks to establish and maintain an appropriate relationship between religion and politics. A secular state is always secularizing. And yet, as Lemons demonstrates, the state is not the only arbiter of the relationship between religion and law: religious legal forums help to constitute the categories of private and public, religious and secular upon which secularism relies. In the end, because Muslim legal expertise and practice are central to the Indian legal system and because Muslim divorce's contested legal status marks a crisis of the secular distinction between religion and law, Muslim divorce, argues Lemons, is a key site for understanding Indian secularism.

The Muslim Women (Protection of Rights on Divorce) Act, 1986 Arshad Subzwari 1996 With reference to India.

Eat, Pray, Love Elizabeth Gilbert 2007-03-05 The Number One international bestseller, *Eat, Pray Love* is a journey around the world, a quest for spiritual enlightenment and a story for anyone who has battled with divorce, depression and heartbreak.

Cultural Sociology of Divorce Robert E. Emery 2013-02-21 While the formal definition of divorce may be concise and straightforward (legal termination of a marital union, dissolving bonds of matrimony between parties), the effects are anything but, particularly when children are involved. The Americans for Divorce Reform estimates that "40 or possibly even 50 percent of marriages will end in divorce if current trends continue." Outside the U.S., divorce rates have markedly increased across developed countries. Divorce and its effects are a significant social factor in our culture and others. It might be said that a whole "divorce industry" has been constructed, with divorce lawyers and mediators, family counselors, support groups, etc. As King Henry VIII's divorces showed, divorce has not always been easy or accepted. In some countries, divorce is not permitted and even in Europe, countries such as Spain, Italy, Portugal, and the Republic of Ireland legalized divorce only in the latter quarter of the 20th century. This multi-disciplinary encyclopedia covers curricular subjects related to divorce as examined by disciplines ranging from marriage and the family to anthropology, social and legal history, developmental and clinical psychology, and religion, all through a lens of cultural sociology. Features: 550 signed entries, A-to-Z, fill 3 volumes (1,500 pages) in print and electronic formats, offering the most detailed reference work available on issues related to divorce, both in the U.S. and globally. Cross-References and Further Readings guide readers to additional resources. A Chronology provides students with context via a historical perspective of divorce. In the electronic version, the comprehensive Index combines with Cross-References and thematic Reader's Guide themes to provide convenient search-and-browse capabilities. For state and nation entries, uniform entry structure combined with an abundance of statistics facilitates comparison between and across states and nations. Appendices provide further annotated sources of data and statistics.

Law and Gender Inequality Flavia 1999 This book provides an invaluable analysis of the current trends of the debate on Uniform Civil Code located within a highly charged and communally vitiated political scenario. It goes on to expose the communal undertones of some recent well published judicial pronouncements.

The Law of Divorce Applicable to Christians in India (the Indian Divorce Act 1869) Sir Henry Adolphus Byden Rattigan 1897

Divorce Sosamma Pothen 1986

Divorce in Indian Society Jagdish Narain Choudhary 1988

How much is too much? Neha Mehrotra 2020-01-29 Taken from real life observations How much is too much? questions the reasons why the Indian society has certain prejudice towards divorced women, making it harder for them to take a decision, post a marriage break down. The book runs through the experience of the author from falling in love to going through various stages leading unto a divorce and finally trying to feel 'normal' again. Do you wonder at times if the occasional fights in your marriage is normal or worth pulling the plug for? Are you suffering in an agonising marriage and wonder what lies ahead? Contemplating a divorce and yet worried sick about the family? Are you staying in your marriage only due to societal taboos? Are you going through a separation already and wondering when will it all end? Then, here are some answers which might give you hope that while your world might have come crashing down but if you do conclude that you deserve better then it is perfectly okay no matter what the world around you feels! The book is aimed at giving hope to countless of those women who don't know what to expect while going through the trauma of a marital disaster. This book touches on the topic which our society uses daily to apply ground-rules and moral policing but it is time we break free from that regressive stigma. It is time that a divorce is understood just as an unfortunate chapter and not given any more importance than what is due. It is time, concept of marriages in India - change!

Family Law Flavia Agnes 2011-02-17 Family law in India has a complex legal structure where different religious communities are guided by their own personal laws, each of which historically evolved under various social, religious, political, and legal influences. In two comprehensive and lucid volumes, Flavia Agnes, a leading activist and advocate in the area, examines family law in the light of social realities, contemporary rights discourse, and the idea of justice. What is unique in these volumes is that the ground level litigation practices around women's rights are interwoven with the critical analyses of the statutory provisions. Relying extensively upon case law, Volume 2 examines: the litigation around the validity of marriage and procedures for dissolving it, the contemporary debates around issues such as child marriages, NRI marriages, and registration of marriages the framework of law on the issues of maintenance, matrimonial residence, and custody and guardianship of children, and whether considering the procedural aspects of matrimonial law, and the increased powers of the family courts, gender justice concerns are being adequately addressed. The volume also emphasizes that it is necessary and possible for the law to fairly reflect individual and social contingencies at the ground level.

How Can A Woman Get Divorce In India

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