

Department of Gender Studies
Faculty of Behavioral and Social Sciences
University of the Punjab, Lahore
Course Outline



Program	BS Gender Studies	Course Code	GS-108	Credit Hours	3
Course Title	Marriage and Family Laws in Pakistan				
Course Introduction					
The course focuses on Family Laws in Pakistan. It critically looks into legal issues, socio-cultural construction of Pakistani society as well as Pakistan's commitments and compliance to protection of family with special reference to gender.					
Learning Outcomes					
On the completion of the course, the students will be able to:					
<ol style="list-style-type: none"> 1. know the importance of family and its protection by the state 2. know the role of law in protection of family institute 3. critically look into the development of family laws in Pakistan 4. critically analyze family laws with special reference to gender 					
Course Content			Assignments/Readings		
Week 1	Unit-I				
	1.1 Family Laws 1.1. Introduction to Family Laws 1.1.2 Family Justice		Family Law Eighth edition (aghalibrary.com) Pg no. 1-36		
	Unit-II				
	2.1 Family Laws in Pakistan 2.1.1 Introduction to Muslim Family Laws Ordinance 1961		Hafiz, R. A., Mudassar, M. & Farooqi, A. M., (2022). Issues and Application of Family Laws in Pakistan: An Overview. "Epistemology". Vol.10 Issue 11.		

		<p>Intellectual Dialogue On Islamic Banking (epistemology.pk)</p> <p>The Muslim Family Laws in Pakistan, 1961 Ordinance</p> <p>administratoreecaf3b490e2d43d2e3b50c0c068b5d7.pdf (pakistancode.gov.pk)</p>
Week 2	<p>Unit-III</p> <p>3.1 Marriage</p> <p>3.1.1 Types of Marriage</p> <p>3.1.2 Essentials of Marriage</p> <p>3.1.3 Minimum age for Marriage</p> <p>3.1.4 Registration of Marriage</p>	<p>The Muslim Family Laws in Pakistan, 1961 Ordinance</p> <p>administratoreecaf3b490e2d43d2e3b50c0c068b5d7.pdf (pakistancode.gov.pk)</p> <p>Text of Child Marriage Restraint Act 1929</p>
	<p>Unit- IV</p> <p>4.1 Marriage</p> <p>4.1.1 Dower and its types</p> <p>4.1.2 Maintenance</p>	<p>Bilgrami Rafat, “Property Rights of Muslim Women in Mughal India”, Proceedings of the Indian History Congress, Vol. 48 (1987), pp. 261-270.</p>
Week 3	<p>Unit-V</p> <p>5.1 Divorce</p> <p>5.1.1 Introduction</p>	<p>The Muslim Family Laws in Pakistan, 1961 Ordinance</p> <p>administratoreecaf3b490e2d43d2e3b50c0c068b5d7.pdf (pakistancode.gov.pk)</p>

	<p>5.1.2 Husband’s right of Divorce</p> <p>5.1.3 Legal Procedure</p> <p>5.1.4 Talaq e Tafweez and Mubarat</p>	<p>d2e3b50c0c068b5d7.pdf</p> <p>(pakistancode.gov.pk)</p> <p>Law of Divorce and Khula in Pakistan by Barrister Ali Shaikh</p> <p>Law of Divorce & Khula in Pakistan (ma-law.org.pk)</p>
	<p>Unit- VI</p> <p>6.1 Divorce</p> <p>6.1.1 Wife’s right of Divorce</p> <p>6.1.2 Dissolution of Muslim Marriages Act 1939</p> <p>6.1.3 Grounds for Judicial Divorce</p> <p>6.1.4 Revocation of Divorce by a Husband</p>	
Week 4	<p>Unit- VII</p> <p>7.1 Child Custody Law in Pakistan</p>	<p>Text of Guardians and Wards Act 1890</p> <p>Sabreen, M. (2017). Law on the Custody of Children in Pakistan: Past, Present and Future. LUMS Law Journal, 4 (1). Available on Internet</p>
	<p>Unit-VIII</p> <p>8.1 Guardianship Law in Pakistan</p>	<p>law_on_the_custody.pdf (lums.edu.pk)</p>
Week 5	<p>Unit- VIII</p> <p>8.1 Dowry and Bridal Gifts</p>	<p>Neik, S., Chand, I. S., & Ahtesham, C. (2023). Legal Implications on Dowry System in Pakistan: A Critical Analysis.</p>

		Journal of Development and Social Sciences 4(4):137-144 Text of Dowry and Bridal Gifts (Restriction) Act 1976
	Unit- IX 9.1 Domestic Violence	Qureshi, S. Legislative Initiative in the Area of Domestic Violence in Pakistan: Gender Approach to the core provisions of the Domestic Violence (Prevention and Protection) Act 2009. (n.d). Pakistan Vision Vol. 13 No. 2. Artical-10 V13 No2 2012.pdf (pu.edu.pk)
Week 6	Preparation Day for Quiz	
	Quiz No. 1	
Week 7	Unit- X 10.1 Family Courts 10.1.1 Introduction 10.1.2 Jurisdiction	Text of The West Pakistan Family Courts Act, 1964
	Unit- XI 11.1 Family Courts 11.1.1 Powers	Siddique, H.M. and Badshah, S.N. (2020). Family Courts in Pakistan. Al-Idah. Vol: 38 Issue: pg. no. 51 – 60. وعودة بشائرغزوالهند الأقصى (aiou.edu.pk)
Week 8	Unit-XII Revision Day for the Course Content for Mid- Term Exam	(Teacher may choose any type of strategy mentioned below)

	Mid- Term Exam	
Week 9	Unit- XIII 13.1 Law of Inheritance	<p>Ahmad, N. (2010). Land Rights for Muslim Women: Review of Law and Policy. Accessed online</p> <p>www.sdpi.org/publications/files/Microsoft%20word%20%20policy%20Brief%2013.pdf.</p>
	Unit- XIV 14.1 Law of Inheritance	<p>Tabassum, S., Ferdoos, A., & Ahmad, A. (2020). Gender, Family, and Politics of Inheritance in Pakistan. Research Journal of Social Sciences & Economics Review. Vol. 1, Issue 4</p> <p>(99+) Gender, Family, and Politics of Inheritance in Pakistan Dr. Shahla Tabassum - Academia.edu</p>
Week 10	Unit- XV 15.1 Mediation and ADR in Family Law	<p>Sadia, H., Chaudhry, Z., & Mushtaq, I. (2022). Effectiveness of Current Mediation Centers in Family Disputes. Islamabad Law Review Vol. 6, Issue 1. Available on Internet</p> <p>ILR-Vol-6-Issue-1-Article-1-280323.pdf (iiu.edu.pk)</p>
	Unit-XVI 16.1. Successful Case Studies of ADR in Pakistan	<p>Alternative Dispute Resolution in Pakistani Legal Practice (pakistanlawyer.com)</p>
Week 11	Assignment	(Teacher may choose any type mentioned below)
	Unit – XVII 17.1 Adoption in Pakistan	<p>Kalanauri, I. Z. (n.d). Islamic Law and Adoption in Pakistan. Academia. Available in Internet</p>

		(81) ISLAMIC LAW AND ADOPTION IN PAKISTAN zafar kalanauri - Academia.edu
Week 12	Preparation Day for Quiz	
	Quiz No. 2	
Week 13	Unit- XVIII 18.1 The Future of Family Law in Pakistan	Family Law Dynamics in Pakistan: An Overview of Recent Updates (linkedin.com)
	Unit- XIX 19.1 Importance of Understanding family laws in Pakistan	
Week 14	Sessional Work Submission and Presentations (Group 1-2)	Presentations
	Sessional Work Submission and Presentations (Group 3-4)	Presentations
Week 15	Sessional Work Submission and Presentations (Group 5-6)	Presentations
	Sessional Work Submission and Presentations (Group 7-8)	Presentations
Week 16	Final- Term Exam	
Textbooks and Reading Material		
1. Suggested Readings		
1.1. Books		

- Abbasi, Z. M., & Cheema, S. A. (2024). Family Laws in Pakistan. Oxford University Press.
- Anita M. Weiss. (2012). Moving Forward with the Legal Empowerment of Women in Pakistan. New York: US Institute of Peace.
- Safia, I. (2001). Women and Islamic Law. Lahore: Islamic Publications.
- Farani, M. Manual of Family Laws. Lahore: G.F Printings Press.
- Lynn Welchman (2004). Women's Rights and Islamic Family Law: Perspectives on Reform. Zed Books; London

1.2. Journal Articles/ Reports

- Human Rights Commission of Pakistan (2023). State of Human Rights: Annual Report. Lahore: HRCP
- Shirkat Gah. (1994). A handbook on Family Law in Pakistan. Lahore: Shirkat Gah Publication.
- Sustainable Development Policy Institute (2008). Land Rights for Muslim Women: Review of Law and Policy
- NCSW (2012). Women's Right of Inheritance. National Commission on the Status of Women. Available online

Teaching Learning Strategies

1. Interactive Lectures
2. Group Discussions
3. Cooperative Learning
4. Flipped Classroom

Assignments: Types and Number with Calendar

1. Interviews of Legal practitioners or Women Activists/
2. Researching on an assigned topic and develop write-up/
3. Term Paper/ Study legal family cases/
4. Criticize a law suit of family issues from gender perspective

Assessment

Sr. No.	Elements	Weightage	Details
1.	Midterm Assessment	35%	Written Assessment at the mid-point of the semester.
1.	Formative Assessment	25%	Continuous assessment includes: Classroom participation, assignments, presentations, viva voce, attitude and behavior, hands-on-activities, short tests, projects, practical, reflections, readings, quizzes etc.

2.	Final Assessment	40%	Written Examination at the end of the semester. It is mostly in the form of a test, but owing to the nature of the course the teacher may assess their students based on term paper, research proposal development, field work and report writing etc.
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