

Punjab Laws Act, 1872

Section 5 - Decisions in Certain Cases to Be According to Native Law

In questions regarding succession, special property of females, betrothal, marriage, divorce, dower, adoption, guardianship, minority, can bastardy, family relations, wills, legacies, gifts, partitions, or any ac religious usage or institution, the rule of decision shall be-

(a) any custom applicable to the parties concerned, which is not contrary to justice, equity or good conscience, and

(Civil Judicature. Descent of jaghirs. Pre-emption. Decrees cerning land. Insolvency. Minors and the Court of Wards):

has not been by this or any other enactment altered abolished. and has not been declared to be void by competent authority;

(b) the Muhammadan law, in cases where the parties Muhammadans, and the Hindu law, in cases where parties are Hindus, except in so far as such law has be altered or abolished by legislative enactment, or opposed to the provisions of this Act, or has been modified by any such custom as is above referred to.]
