-: Assignment :-

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Section :- (A)
Smester :- 6th
Subject :- Islamic Personal Law
Submitted to :- Mam Sadia Sattar.

-: (Introduction to Paternity):-

Paternity is an important concept in islamic personal law that determines the legal relationship between a father and a child. It plays very important role in issues relating to legimacy, inheritance / maintenance guardianship and social identity.
In Islamic law gives great importance to preserving linage (nasab). as it considered one of the essential objectives of the Shariah.

1) Definition :-

Define as legal or biological relationship between father and a child. In Simple words It determines who father of the child is.

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Importance:-

1- The child gets rights of inherent property from the father. It ensures legal identity and family recognition.
2- The father becomes responsible for maintenance, education and upbringing of the child.
3- Help court decide custody and guardianship matters. Ensure the child's welfare and protection.
4- Important for knowing genetic, history, diseases and health.

Concept of Nasab:-

Nasab refers to person's lineage or blood relationship, especially the connection between a child and his parents. In Islamic law, it mainly determines who the father and family of a child are.

Paternity through Valid Marriage:-

The most common and strongest basis for establishing paternity in Islamic law is the existance of a valid marriage between the mother and the alleged father.
A child born during the husband lawful marriage is persumed to be the legitimate child of the husband unless proven otherwise according to law.

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Conditions for Establishing Paternity:-

1. Certain legal conditions must exist for paternity to be establish under Muslim law.
2. They must generally be a valid or lawful material relationship the possibility of lawful cohabitation, and the birth of the child within legally recognized period.
3. The conditions ensure that certainty and fairness in determining fatherhood.

Minimum and Maximum Period of Gestation:-

1. Islamic law and Muslim jurist have historicaley discussions the minimum and maximum period gestation for purpose of establishing paternity.
2. A child born after a minimom lawful period from the date of marriage may be attributed to the husband if access was possible.
3. Similarly, a child born within a certain period after dissolutions of marriage may still be considered legtimate depends on legal rules and school of thought.

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Paternity through Acknowledgment:-

1- Paternity may also be established by acknowledgment, which means a man voluntary recognize a child and his own under certain legal conditions.

2- This is especially important where different direct proof of marriage or birth circumstances is not easily availoble.

3- The principle reflects the flexibility of Muslim law in protecting lineage and social identity.

Legimacy and Paternity:-

1- Paternity and legimacy are closely connected in Muslim law because a child's legtimacy often depends on wether paternity is legaly established.

2- A legtimate child is one born of a lawful marriage or lawfully attributed to the father under recongnize legal principles.

3- Therefore, The establishment of paternity is essential for determining the legal state of the child.

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Paternity and inheritance :-

1- One of the most important legal effect of paternity is the right of inheritance between the father and child.

2- A child whose paternity is lawfully established becomes entitled to inherit from the father according to Muslim law of succession.

3- Therefore, Paternity has direct financial and legal consequences in family law.

Disputes Relating to Paternity :-

1- Disputes relating to paternity may arise in case of divorce denial of fatherhood, legitimacy issue or conflicting claims regarding lineage.

2- In such situation, courts and legal authorities examine evidence, marriage record and relevant legal principles

3- The legal such disputes highlight the important of clear legal rules regarding paternity.

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Modern Relevance of Paternity:-

1- In the modern legal world, paternity continous to be a highly important issue in family law, inheritance, custody and child rights.

2- Contamporary legal system may also use scientific evidence such as DNA testing, through its relationship with classical Islamic principles is a matter of legal interpretation.

3- Thus paternity remains a relevant and evolving area of pursonal law.

Conclusion:-

paternity refers the legal and biological relationship between a father and a child. It plays a cuccial role in determining a child's identity, legtimacy, inheritance rights, and social status, Establishing paternity ensures legal protection, emotional support and financial responsibility for the child. in legal system, especialy under islamic law, paternity is primarily recognized through a valid marriage safeguarding the rights of both the child and the father.