

**SUPREME COURT OF NOVA SCOTIA**  
**FAMILY DIVISION**

**Citation:** *Ahmed v. Naseem*, 2016 NSSC 74

**Date:** 2016-03-23  
**Docket:** 1206-6433  
**Registry:** Sydney

**Between:**

Mohammed Ahmed

Petitioner

v.

Iram Naseem

Respondent

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**Judge:** The Honourable Justice Elizabeth Jollimore

**Heard:** May 7, 8, 14, 2015, June 22, 23, 24, 2015 and August 4, 5, 2015

**Summary:** Ahmed sought divorce, property division, shared parenting, child and spousal support. Naseem argued marriage was void and Ahmed had not entered into it in good faith, so there could be no divorce and property division. Child had not been adopted by parties. Ahmed, as guardian, could seek shared parenting under *Maintenance and Custody Act*, but had not seen child (now seven) in almost four years. Application for parenting and child maintenance dismissed. Spousal maintenance awarded because Ahmed left employment in Qatar.

**Key words:** family, divorce, nullity, custody, child support, spousal support, property division

**Legislation:** *Canada Evidence Act*, R.S.C. 1985, c. C-5, subsection 23(1)  
*Divorce Act*, R.S.C. 1985 (2<sup>nd</sup> Supp.), c. 3, subsection 15.2(4), subsection 15.2(6)  
*Evidence Act*, R.S.N.S. 1989, c. 154, section 20  
*Maintenance and Custody Act*, R.S.N.S. 1989, c. 160, subsection 2(g), section 4, section 5, subsection 18(5)  
*Matrimonial Property Act*, R.S.N.S. 1989, c. 275, subsection 2(g)

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