

Subject : Civil Procedure Code & Limitation Act

Day : Thursday

Date : 16/04/2015



Time : 10.00 AM TO 01.00 PM

Max Marks : 80 Total Pages : 1

N.B.:

- 1) Attempt **ANY SIX** questions in all.
- 2) **Q.No.1** and **Q.No.10** are **COMPULSORY**
- 3) **Q.No.1** carries **20** marks and all other questions carry **12** marks each.

- Q.1** Write short notes on (**ANY FOUR**) :
- a) Order
 - b) Pauper
 - c) Deemed Decree
 - d) Indigent Person
 - e) Summons
 - f) Letters Patent Appeal
- Q.2** A suit is of a civil nature if the principle question there in relates to the determination of civil right and enforcement thereof. Evaluate the concept of jurisdiction of civil.
- Q.3** Enumerate the provisions relating to place of suing with help of appropriate illustrations.
- Q.4** The doctrine of res judicata enacts that once a matter is finally decided by a competent court, no party can be permitted to reopen it in a subsequent litigation. Comment with landmark judicial pronouncements.
- Q.5** What is Injunction? Discuss the types of Injunction.
- Q.6** Define Appeal. Distinguish it from review, revision and reference.
- Q.7** Write a critical note on suit by or against Government.
- Q.8** Every suit presupposes the existence of cause of action against the defendant because if there is no cause of action, the plaint will have to be rejected. Elaborate the particulars of plaint.
- Q.9** A court which has neither passed a decree, nor a decree is transferred for execution, cannot execute it. Comment on the provision relating to execution of decree.
- Q.10** Limitation Bars the remedy not the right. Explain.

OR

Limitation is like a train, once starts never stops. Comment.

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Subject : Criminal Procedure Code, Juvenile Justice

Day : Saturday

Date : 18/04/2015



Time : 10.00 AM TO 01.00 PM

Max Marks : 80 Total Pages : 1

N.B.:

- 1) Attempt any **SIX** questions in all out of which **Q. No. 1** is **COMPULSORY**.
- 2) **Q. No. 1** carries **20** marks and all other questions carry **12** marks each.

- Q.1** Write short notes on any **FOUR** of the following:
- a) Compounding of offence
 - b) Sec. 360 of Cr. P.C.
 - c) Hierarchy of criminal courts and power to pass sentences
 - d) Classification of offences
 - e) Cognizance by magistrate
 - f) Summons and Warrant
- Q.2** "Maintenance is a social obligation of husband". Discuss the statement with reference to provisions of maintenance under Cr. P.C.
- Q.3** Explain the procedure relating to trial of warrant cases before magistrate.
- Q.4** What is arrest? Explain the procedure and Duties of Police officer making Arrest with recent Amendment.
- Q.5** Define complaint and explain provisions regarding complaint to magistrate under Cr. P.C.
- Q.6** Explain the provisions relating to security for keeping peace and Good behavior.
- Q.7** "Granting of bail in non bailable offences is a discretionary power of court." Discuss.
- Q.8** Explain the provisions relating to Alternation and Joinder of charges.
- Q.9** Discuss the provisions relating to appeal, reference and Revision.
- Q.10** Explain the following:
- a) Juvenile justice Board and its power
 - b) Salient features of probation of offender Act, 1958.

Subject : Elective : 2) Intellectual Property Law

Day : Tuesday

Date : 21/04/2015



Time : 10.00 AM TO 01.00 PM

Max Marks : 80 Total Pages : 1

N. B. :

- 1) Attempt any SIX questions including Q No. 1 which is **COMPULSORY**.
- 2) Q No. 1 carries 20 marks while other questions carries 12 marks.

Q. 1 Write short notes on ANY FOUR of the following:

- a) Literary works
- b) Provisional specifications
- c) Cinematograph film
- d) Broadcasting rights
- e) WTO
- f) Berne convention

Q. 2 Discuss the nature and scope of Intellectual Property Law.

Q. 3 Elaborate the inventions which are not patentable.

Q. 4 Write in detail the procedure for a registration of Trade mark.

Q. 5 Explain the concept of infringement and remedies available in case of infringement of Trademarks.

Q. 6 Discuss the concept of passing off and distinguish it from infringement of trademark.

Q. 7 Write a note on Trade secret.

Q. 8 Discuss the concept of Authorship and ownership as per copyright law.

Q. 9 Discuss in detail the concept of fair deal.

Q.10 Write a note on harmonization of Intellectual Property Rights and Human Rights.

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BHUPALGAD - X (2008 COURSE): SUMMER - 2015
SUBJECT : ELECTIVE - III: LAW & MEDICINE

Day : Tuesday
Date : 21-04-2015

Time : 10.00 A.M. To 1.00 P.M
Max. Marks : 80

N.B.:

- 1) Attempt **ANY THREE** questions from Section - A and attempt **ANY THREE** from Section - II including Q.No.1 and Q.No.6 which are **COMPULSORY**.
- 2) Q.No.1 and Q.No.6 carry 20 marks and all other questions carry 10 marks each.

SECTION - A

- Q.1** Write short notes on **ANY FOUR** of the following:
- a) Poonam Verma Vs Ashwin Patel
 - b) Varieties of medical profession in India
 - c) X vs Hospital Z
 - d) Res Ipsa Loquitur
 - e) Duties of physicians to the sick patients
 - f) Doctrine of Informed consent
- Q.2** Explain Right to health under the Indian Constitution.
- Q.3** Explain what is privileged communication and its significance in the medical field.
- Q.4** "Experimental abuse on people in custody is dangerous". Elucidate.
- Q.5** Explain Negligence in Medical Profession under the Law of Tort.

SECTION - B

- Q.6** Write short notes on **ANY FOUR** of the following:
- a) Sterilization
 - b) Insanity
 - c) Road accidents
 - d) Wounds.
 - e) Haathi committee report
 - f) Sexual assault
- Q.7** Examination of Biological stains and Hair has great significance in medico legal cases. Discuss.
- Q.8** Discuss the modes of death in medico legal cases.
- Q.9** Discuss the importance of identification of a body.

Subject : Art of Advocacy

Day : Thursday
Date : 23/04/2015



Time : 10.00 AM TO 01.00 PM
Max Marks : 80 Total Pages : 1

N.B.:

- 1) Q.No. 1 is **COMPULSORY** and carries **20** marks.
- 2) Attempt **ANY FIVE** questions from the remaining questions which carry **12** marks each.

- Q.1 Write short notes on **ANY FOUR** of the following:
- a) Video conferencing
 - b) e-filing
 - c) Advice to client
 - d) Value of humor
 - e) Outlook of Judge
 - f) Seven lamps of Advocacy
- Q.2 Explain the qualifications and rules relating to enrolment of Advocate under the Advocate Act, 1961.
- Q.3 Examine the powers and functions of Disciplinary Committee of Bar Council of India.
- Q.4 Give the meaning, necessity and standards of professional conducts and etiquette.
- Q.5 'When the issues are decided by the court the parties have to prepare for leading evidence'. Examine the role of Advocate in this regard.
- Q.6 An advocate requires oratory and advocacy. Examine the role of Advocate in Examination of witness.
- Q.7 What is professional misconduct? What is the punishment for it?
- Q.8 Explain the duties of a lawyer and accountability towards society.
- Q.9 'The manner and the matter are the two things which make a lawyer a successful professional'. Explain with reference to Art of Advocacy and presenting citation of cases.
- Q.10 An advocate to be successful must have knowledge of courts, law and practice'. Comment.

BHUPALGAD-X (2008 COURSE): **SUMMER - 2015**
SUBJECT: INTERPERTATION OF STATUTES

Day: Thursday
Date: 16-04-2015

Time: 10:00 A.M. To 1:00 P.M.
Max Marks: 80

N.B.:

- 1) Attempt ANY SIX questions in all including Q.No 1 which is COMPULSORY.
- 2) Q.No 1 carries 20 marks and all other questions carry 12 marks each.

- Q.1 Write short notes on ANY FOUR of the following:
- a) Reddendo Singula Singulis
 - b) Directory provisions
 - c) Legal Fiction
 - d) Marginal Notes as an Internal Aid to Interpretation
 - e) Omissions are not to be inferred
 - f) Socio-Political & Economic development as an External Aid to interpretation
- Q.2 "A Will of the Legislature is expressed in the form of a Statute and the concern of the Court is to find out the intention of the Legislature." Discuss the importance of the rules of Interpretation in the context of the above statement.
- Q.3 "Statutes imposing pecuniary burdens are interpreted strictly in favour of those on whom the burden is desired to be imposed." Discuss the rules of interpretation relating to Taxing Statutes.
- Q.4 "The Object of Remedial Statutes is to provide for rights or remedies and such Statutes always receive a liberal construction". Discuss the rules of Liberal Interpretation of Remedial Statutes
- Q.5 Explain the rules related to Commencement, Expiry and Repeal of Statutes.
- Q.6 "The Constitution is to be interpreted in a broad and liberal manner giving effect to all its parts and hence, some doctrines were evolved by the Courts." Explain the Doctrines relating to Interpretation of the Constitution.
- Q.7 "The purpose of Codifying Statutes is to present an orderly and authoritative statement of the leading rules of law on a given subject". Explain the rules of Interpretation related to the Codifying Statutes.
- Q.8 "It is a well established principle of the criminal liability that the prohibited act should be coupled with the appropriate Mens Rea". Discuss the role of Mens Rea while interpreting the Indian Penal Code.
- Q.9 What are the rules of Interpretation of Statutes affecting the Jurisdiction of the Courts?

Subject : Land Laws Including Land Ceiling, Tenancy & Local Laws

Day : Saturday

Date : 18/04/2015



Time : 10.00 AM TO 01.00 PM

Max Marks : 80 Total Pages : 1

N.B.:

- 1) Attempt **ANY SIX** questions including **Q.No.1** which is **COMPULSORY**.
- 2) **Q.No.1** carries **20** marks and all other questions carry **12** marks each.

- Q.1** Write short notes on **ANY FOUR** of the following:
- a) Ryotwari Settlement
 - b) Boundary mark
 - c) Economic holding
 - d) Ceiling area
 - e) Deemed Tenant and Protected Tenant
 - f) Agrarian reform measures
- Q.2** Write a detail note on Appeal, Review and Revision under Maharashtra Land Revenue Code, 1966.
- Q.3** Who are Revenue Officers? Explain their powers, duties and functions under the Maharashtra Land Revenue Code, 1966.
- Q.4** Discuss in brief the general provision of Maharashtra Apartment Ownership Act, 1970.
- Q.5** What is preliminary survey? Explain and discuss the procedure for acquisition of land under the Land Acquisition Act, 1894.
- Q.6** What is the process or methods adopted for recovery of arrears of Land Revenue?
- Q.7** State the procedure for conversion of use of land from one purpose to another under the Maharashtra Land Revenue Code, 1966.
- Q.8** What is meant by "Flat"? Explain and discuss the general liabilities of the promoter under Maharashtra Flat Ownership (Regulation of the promotion of Construction, Sale, Management and Transfer) Act, 1963.
- Q.9** Enumerate the various grounds on which a landlord can recover possession of his land from his tenant under the Bombay Tenancy and Agricultural Land Act, 1948.
- Q.10** Evaluate the special provisions for Recovery of possession under Maharashtra Rent Control Act, 1999.

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Subject : Arbitration, Conciliation & Alternative Dispute Resolution Systems

Day : Thursday
Date : 23/04/2015



Time : 10.00 AM TO 01.00 PM
Max Marks : 80 Total Pages : 1

N.B.:

- 1) Attempt **ANY THREE** questions from Section-I and Section-II, Q.No.1 and 6 which are **COMPULSORY**.
- 2) Q.No 1 and Q.No. 6 carries 20 marks each and all other questions carry 10 Marks.

SECTION-I

- Q.1** Write short notes on: (**ANY FOUR**) of the following
- a) Objectives of Arbitration & Conciliation Act
 - b) Arbitration Agreement
 - c) Procedure for Arbitration
 - d) Arbitration without intervention of court
 - e) Domestic awards
 - f) New York convention
- Q.2** Explain the advantages and disadvantages of Arbitration proceedings to achieve the object of speedy justice.
- Q.3** Write a detailed note on enforcement of Foreign Awards.
- Q.4** Who can be appointed as conciliator? Explain its Role Powers and Duties.
- Q.5** Explain the Powers, Duties and Obligation of the Arbitral Tribunal.

SECTION-II

- Q.6** Write short notes on: (**ANY FOUR**) of the following
- a) Sampath Kumar Case
 - b) Legal Aid
 - c) State commission
 - d) Lok Adalat
 - e) Administrative Tribunal
 - f) Speedy Trial
- Q.7** "The object of establishment of Lok Nyayalay is to bring speedy justice". Explain need and scope for the institution of Lok Nyayalay.
- Q.8** "National commission is the Highest consumer Redressal Agency". Explain the composition and jurisdiction of the National commission under consumer protection Act, 1986.
- Q.9** Explain in detail the functions of family court in the settlement of dispute.
- Q.10** What is mediation? Discuss how Arbitration and mediation differs from each other.