

**Subject : Civil Procedure Code & Limitation Act**

Day : Tuesday

Date : 08/10/2013



Time : 02.30 PM TO 05.30 PM

Max Marks : 80 Total Pages : 1

**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) Order
- b) Caveat
- c) Mense profit
- d) Set off
- e) Counter claim
- f) Exparte decree

**Q.2** The jurisdiction of the Court is to be determined on the basis of allegations made in the plaint. Elaborate with the help of illustrations.

**Q.3** The object of res judicata is to protect the same person from being harassed again and again in various proceedings upon the same question basing on the principle that one shall not be vexed twice for the same cause and that here should be finality of litigation. Comment.

**Q.4** Define Plaint. Discuss when a plaint can be rejected and returned.

**Q.5** Write a detail essay on temporary injunction.

**Q.6** Define Decree. Enumerate the essentials of a decree.

**Q.7** Write a critical note on suits by or against the Government.

**Q.8** Define Appeal. Elaborate kinds of appeals.

**Q.9** Discuss the provisions relating to misjoinder and nonjoinder of parties and its effects.

**Q.10** Write detail essay on acquisition of ownership by possession.

**OR**

'Limitation bars the remedy and not the right'. Comment with the help of illustrations.

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**Subject : Property Law Including Transfer of Property Act & Easement Act**

Day : Tuesday

Date : 08/10/2013



Time : 02.30 PM TO 05.30 PM

Max Marks : 80 Total Pages : 1

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**N.B:**

- 1) Attempt any **SIX** questions in all including Q.No.1&10 which is **COMPULSORY**.
  - 2) Q.No. 1 carries **20** marks and all others carry **12** marks each.
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**Q.1** Write short notes on any **FOUR** of the following:

- a) Movable Property
- b) Subrogation
- c) Marshalling by purchaser
- d) Universal donee
- e) Constructive notice
- f) Apportionment

**Q.2** "For a valid transfer of property, the property must be transferable property, but there are certain exceptions". Discuss the concept of non transferable properties.

**Q.3** Write a detail note on 'Doctrine of Lispendens'.

**Q.4** 'Once a mortgage always a mortgage and nothing but a mortgage explain the maxim with relevant examples.

**Q.5** Define sale? What are the right and liabilities of buyer and seller after completion of sale?

**Q.6** "Gift is a gratuitous transfer". Explain the statement in detail.

**Q.7** State the liabilities of a person who gives a thing in exchange.

**Q.8** Define lease, what are the rights and liabilities of the lessor and lessee under Transfer of Property Act, 1882.

**Q.9** What is license? State when & how it is revoked?

**Q.10** Explain any **TWO** of the following:

- a) General Principles of easement
- b) Disturbance of easement
- c) Incidents of easement
- d) Extinction, suspension and revival of easement

**Subject : Practical Paper (II)- Drafting Pleading & Conveyancing**

Day : Thursday

Date : 10/10/2013



Time : 02.30 PM TO 05.30 PM

Max Marks : 90 Total Pages : 1

**N.B.:**

- 1) Attempt **ANY SIX** questions by choosing at least **ANY THREE** questions from each section.
- 2) All questions carry **EQUAL** marks.

**SECTION - I**

- Q.1** Draft an Application for maintenance under section 125 of Criminal Procedure Code on behalf of old parents against their son who is a software Engineer.
- Q.2** Draft a writ of Habeas corpus for Mr. X who has been illegally detained by Police authority.
- Q.3** Mr. Sunil has been convicted for an offence under section 302 of Indian Penal Code by session's court. Draft an Appeal Memo against this order in High Court.
- Q.4** a) Draft a Caveat Application under section 148 A of Civil Procedure Code.  
b) Draft an application of Interim Injunction.
- Q.5** Draft an application for an accused person releasing him on bail who has been arrested under section 498 A and 306 of Indian Penal Code.

**SECTION - II**

- Q.6** Draft a Special Power of Attorney for Mr. Sudhir in favour of his son on account of his ill health to attend the proceedings in court.
- Q.7** Draft a Mortgage Deed for Mr. X owner of a house property who intends to mortgage his house to a Nationalized bank to meet the educational expenses of his daughter.
- Q.8** Draft a privileged Will choosing your own facts.
- Q.9** Draft a Sale-Deed for Mr. Anil who intends to purchase a house from Mr. Dilip owner of the house for a consideration of Rs. fifteen lakhs.
- Q.10** Draft Public notice in a newspaper on behalf of an intending purchaser of flat in a Co-operative Housing Society for investigation of a title and calling for objections to the proposed sale.



**Subject : Private International Law**

Day : Thursday

Date : 10/10/2013



Time : 02.30 PM TO 05.30 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** carry **20** marks and all other questions carry **12** marks each.

- Q.1** Write short notes on **ANY FOUR** of the following:
- a) Lex causae
  - b) Lex loci actus
  - c) Competent witnesses to prove foreign law
  - d) Foreign Intellectual Property Rights
  - e) Doctrine of Double Renovi
  - f) Foriegn Law
- Q.2** Discuss in detail the rules regarding legitimation and adoption of children under Private International Law, with the help of illustrations.
- Q.3** On what basis the conflicts arising out of contracts and torts are resolved under Private International Law? Discuss with the help of case law.
- Q.4** Write a detailed note on rules regarding Movable and Immovable Property under Private International Law.
- Q.5** Discuss the concept of 'Renovi' and explain in detail the doctrines of Single Renvoi and Double Renovi.
- Q.6** What is 'Domicile'? What are the various types of Domicile and general rules regarding Domicile?
- Q.7** 'Proof of Foreign Law is an essential aspect of resolving conflict of laws'. In the light of this statement discuss how Foreign Law is proved and who are the competent witnesses to prove it?
- Q.8** Distinguish between private International Law and Public International Law, in the light of nature, scope and extent of Private International Law.
- Q.9** How does the process of characterization take place? What are the rules of characterization?
- Q.10** 'Foreign Immovables are beyond the scope of jurisdiction of English Court'. Comment on this with the help of Rules regarding Jurisdiction of English Courts.

**Subject : Company Law**

Day : Saturday

Date : 05/10/2013



Time : 02.30 PM TO 05.30 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.

- Q. 1** Write short notes on **ANY FOUR** of the following:
- a) Pre-incorporation contracts
  - b) Share Warrant
  - c) Ordinary Resolutions
  - d) Equity Shares
  - e) Auditor
  - f) Holding and Subsidiary Company
- Q. 2** Define Company. Explain in detail characteristic features of a company.
- Q. 3** Define Memorandum of Association. Explain its contents in detail and also compare it with Articles of Association.
- Q. 4** Who is a Promoter? Explain the legal position of a promoter along with his duties and liabilities.
- Q. 5** Explain the provisions related to qualification, appointment and removal of Director of a company.
- Q. 6** Explain in brief Annual General Meeting of a Company.
- Q. 7** Define Shares. Explain the provisions related to transfer of shares and transmission of shares under the Companies Act, 1956.
- Q. 8** Define Member of a Company. Explain the various modes of acquiring membership in a company.
- Q. 9** Define Debentures. What are the remedies available to a debenture holder under the Companies Act, 1956?
- Q.10** What is Winding up? Explain the various grounds on which the court can order winding up of a company.

**Subject : Practical Paper-II (Drafting, Pleading & Conveyancing)**

Day : Saturday

Date : 05/10/2013



Time : 02.30 PM TO 05.30 PM

Max Marks : 90 Total Pages : 1

**N.B.:**

- 1) Attempt **ANY SIX** questions by choosing at least **THREE** questions from each section.
- 2) All questions carry **EQUAL** marks.

**SECTION - I**

- Q.1 Explain the fundamental rules of Pleadings and state the forms of Pleadings.
- Q.2 Draft a legal notice demanding money for dishonoured cheque.
- Q.3 Draft an application for Anticipatory bail under section 438 of Criminal Procedure Code.
- Q.4 Draft a suit for Specific Performance of a contract for sale of immovable property.
- Q.5 Draft a Writ Petition in the High Court on behalf of N.G.O working for environmental issues.

**SECTION - II**

- Q.6 a) Draft an Affidavit on behalf of Mr. Jayesh who has lost his all original certificates of educational qualification in Journey.  
b) Draft a Promissory Note.
- Q.7 Draft a Special Power of Attorney given by a daughter who is residing abroad to her father for Execution of Sale Deed.
- Q.8 Prepare a draft of simple Mortgage in favour of a bank.
- Q.9 Draft a Will choosing your own facts.
- Q.10 Draft a Sale Deed for a flat in a Co-operative Housing Society.



**Subject : Elective : 1) Taxation Laws**

Day : Saturday

Date : 12/10/2013



Time : 02.30 PM TO 05.30 PM

Max Marks : 80 Total Pages : 1

**N.B.:**

- 1) Attempt Any **FOUR** questions from Section –I including Q. No. 1 which is **COMPULSORY**.
- 2) Attempt any **TWO** questions from Section –II.
- 3) **Q. No. 1** carries **20** marks and all other questions carry **12** marks each.

**SECTION-I**

- Q.1** Write short notes on any **FOUR** of the following:
- a) Best Judgment Assessment
  - b) Residential Status of Individual
  - c) Capital Expenditure
  - d) Transfer under the head 'Income from Capital Gain'
  - e) Revision
  - f) Settlement Commission
- Q.2** Enumerate any ten incomes which are exempted u/s 10 of the Income Tax Act, 1961.
- Q.3** Explain the provisions regarding clubbing of income under Income Tax Act, 1961.
- Q.4** Define the term 'Perquisites' and describe the items taxable as perquisites
- i) In case of all employees and
  - ii) In case of specified employees
- Q.5** Define "Annual Value" and State the deductions that are allowed from the annual value of the house property under "Income from House Property".
- Q.6** State those deductions which are allowed under the head "Income from other sources".

**SECTION-II**

- Q.7** Explain the following terms for the purpose Wealth Tax-
- i) Net Wealth
  - ii) Concealment of Wealth
- Q.8** State briefly the object and main features of Central Sales Tax Act, 1956.
- Q.9** Explain the penalty provisions u/s 63 of Bombay Sales Tax Act, 1959.
- Q.10** Discuss in brief the following:
- a) Purchase Tax ( Bombay Sales Tax Act, 1959)
  - b) Appropriate state (Central Sales Tax Act, 1956)

**Subject : Elective : 2) Trusts, Equity & Fiduciary Relationship**

Day : Saturday

Date : 12/10/2013



Time : 02.30 PM TO 05.30 PM

Max Marks : 80 Total Pages : 1

**N.B.**

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

- Q.1** Write short notes on any **FOUR** :
- a) Definition of Equity
  - b) Deficiencies of Common Law
  - c) Trustee not to take personal advantage
  - d) Fiduciary Relations
  - e) Equity follows the Law
  - f) Equality is equity
- Q.2** Define Trust. What are the salient features of a valid trust according to the provisions of the India Trusts Act?
- Q.3** What is breach of trust? Discuss the liabilities of the trustees for breach of trust under Indian Trusts Act.
- Q.4** Discuss the provisions of the Indian Trusts Act relating to appointment and discharge of trustees.
- Q.5** Enumerate the circumstances under which Trust is extinguished.
- Q.6** Explain 'Charitable Purpose' under the Bombay Public Trusts Act, 1950.
- Q.7** Critically examine the powers of Charity Commissioner relating to 'appointment, suspension and removal of trustees' under the Bombay Public Trusts Act, 1950.
- Q.8** State the provisions relating to 'Registration of Public Trusts' under the Bombay Public Trusts Act, 1950.
- Q.9** What is doctrine of cy-pres? How it has been embodied in the Bombay Public Trusts Act, 1950?
- Q.10** Explain the following:
- a) Investment of trust money
  - b) Rights of beneficiary

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**Subject : Optional-IV : b) Trusts, Equity & Fiduciary Relationship**

Day : Saturday

Date : 12/10/2013



Time : 02.30 PM TO 05.30 PM

Max Marks : 80 Total Pages : 1

**N.B.:**

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

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

- a) Exclusive jurisdiction of equity
- b) Common law
- c) Fiduciary relations
- d) He who comes into equity must come with clean hands
- e) Equity follows the law
- f) Delay defeats equity

**Q.2** 'A trust to be valid must be created for a lawful purpose'. Comment explaining the lawful purpose under the Indian Trusts Act, 1882.

**Q.3** How a trustee is appointed? 'A trust shall not be defeated for want of trustee'. Comment.

**Q.4** 'It is said in the nature of the office of a trustee, whether expressed in the instruments of trust or not, that the trust property shall reimburse the charges and expenses incurred in the execution of trust'. Elaborate.

**Q.5** 'A trustee cannot delegate his office or any of his duties'. Explain.

**Q.6** Explain the concept of Charitable Purpose under the Bombay Public Trust Act, 1950.

**Q.7** Explain the powers and duties of Assistant Charity Commissioner under the Bombay Public Trusts Act, 1950.

**Q.8** 'Charity Commissioner may suspend, remove or dismiss any trustee of a Public Trust'. Discuss fully.

**Q.9** What is 'Change Report'? Discuss the duties of a trustee and Charity Commissioner in case of Change Report.

**Q.10** Explain the following with respect to Bombay Public Trusts Act, 1950:

- a) Dharmada
- b) Temple

**Subject : Labour Laws**

Day : Thursday

Date : 03/10/2013



Time : 02.30 PM TO 05.30 PM

Max Marks : 80 Total Pages : 1

**N.B.:**

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

- Q.1** Write short notes on **ANY FOUR** of the following:
- a) Hazardous process under Factories Act, 1948
  - b) Inspector under Maternity Benefit Act
  - c) Object and functions of ILO
  - d) Industrial Dispute
  - e) Wages under Payment of Wages Act, 1936
  - f) Rules regarding change of name of Trade Union
- Q.2** What is retrenchment? Explain and discuss the conditions precedent to retrenchment of workman provided by Industrial Dispute Act, 1947.
- Q.3** What authorities have been set up under the Industrial Dispute Act, 1947 for investigation and settlement?
- Q.4** Discuss the procedure for fixing and revising the minimum rates of wages under Minimum Wages Act.
- Q.5** The employer is liable to pay compensation under Workman Compensation Act, 1923. if personal injury is caused to workman by accident arising out of and in the course of employment.
- Q.6** Define Factory. What are the welfare measures give under Factories Act, 1948?
- Q.7** What is collective bargaining? Explain various methods adopted by workers to enforce their demands.
- Q.8** When can be registration of Trade Union can be cancelled or withdrawn? Is amalgamation of two or more trade union be possible?
- Q.9** Describe permissible deduction given under Payment of Wages Act, 1936.
- Q.10** Define Unfair Labour Practices. Enumerate powers of Industrial Court under Maharashtra Recognition of Trade Union and Unfair Labour Practice Act, 1971.

**Subject : Optional-IV : a) Human Rights**

Day : Saturday

Date : 12/10/2013



Time : 02.30 PM TO 05.30 PM

Max Marks : 80 Total Pages : 1

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**N.B.:**

- 1) Attempt any **SIX** questions including Q. No. 1 which is **COMPULSORY**.
  - 2) Q. No. 1 carry 20 marks and all other questions carry 12 marks each.
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**Q.1** Write a short notes on any **FOUR** of the following:

- a) Rights of Refugee in India
- b) Procedure for State Human Right Commission
- c) Classification of Human Rights
- d) Significance of United Nation Charter
- e) Rights of Migrant worker
- f) Rights of Disabled person.

**Q.2** Discuss different legal provisions which protect the rights of woman in India.

**Q.3** Explain the concept of Genocide and Apartheid. Discuss the role of United Nations in prevention of these in human acts.

**Q.4** Discuss in detail different rights declared under the Universal Declaration of Human Rights.

**Q.5** Explain process and procedure regarding National Human Rights Commission.

**Q.6** What are different provisions under the constitution of India for prevention of Slavery?

**Q.7** Discuss in detail European Convention on Human Rights.

**Q.8** Discuss the role of United Nation in protection and promotion of rights of Older people.

**Q.9** Explain detail evolution of Human rights at National and International Level.

**Q.10** Enumerate the features of Vienna Conference, 1993.



**Subject :**            **Elective :** 3) Air & Space Law

Day : Saturday

Date : 12/10/2013



Time : 02.30 PM TO 05.30 PM

Max Marks : 80 Total Pages : 1

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

- a) Sabotage
- b) Terrorism
- c) Moon treaty
- d) Exploitations of outer space
- e) International civil aviation organisation (ICAO)
- f) Co-operation in International space law

**Q. 2**            Discuss the basic feature of International Air Law.

**Q. 3**            State in brief the regulations of International Air Transportation.

**Q. 4**            Discuss the contractual and non-contractual liability of air carriers for loss of life and property.

**Q. 5**            Differ Aerial infusion and discuss the rules relating to it.

**Q. 6**            Discuss Hijacking and state the problems relating to jurisdiction in cases of Hijacking.

**Q. 7**            Write a detailed note on right in transit of International Air Law

**Q. 8**            Discuss the issues relating to sovereignty of outer space with reference to outer space treaty, 1967.

**Q. 9**            Discuss how the Militarization in outer space is regulated.

**Q.10**          Discuss the International liability caused by space objects, the light of UN convention of 1972 on this crime.

**Subject : Environmental Law**

Day : Thursday  
Date : 03/10/2013



Time : 02.30 PM TO 05.30 PM  
Max Marks : 80 Total Pages : 1

**N.B.:**

- 1) Attempt **ANY SIX** questions in all including **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) Ozone Depletion
- b) Oleum gas leak case
- c) Vellore citizen's welfare Forum v. UOI. AIR 1996
- d) Fundamental duties and environment protection
- e) Penal provision under Air Act
- f) Joint Pollution Control Boards under Water Act

**Q.2** What are the salient features of the environment (Protection) Act, 1986? Is it in any way an improvement over the existing legislation?

**Q.3** What are the powers and functions of Central Water Pollution Boards?

**Q.4** Elucidate the salient features of the Air (Prevention and Control of Pollution) Act, 1981.

**Q.5** Define forest and explain the kinds of forest.

**Q.6** What activities are prohibited by Wild Life Protection Act of 1972 in notified sanctuaries and National Parks?

**Q.7** Is the 'right to a clean environment' a fundamental right? Discuss with reference to decided cases.

**Q.8** Explain the concept of sustainable development does it cover the notions of equity and justice.

**Q.9** Write an essay on the Bhopal gas leak disaster case.

**Q.10** What are the salient features of Stockholm declaration on human environment?