

Subject : Practical Paper - I (Professional Ethics, Accountancy for Lawyers and Bars Bench Relations)

Day : Monday

Date : 21/04/2014



Time : 10.00 AM TO 01.00 PM

Max Marks : 80 Total Pages : 2

N.B.:

- 1) Attempt ANY SIX questions in all by choosing two from each section.
- 2) Questions from Section A and Section C carries 10 marks each and questions from Section B carry 20 marks each.

SECTION – A

- Q.1** Define “Advocate”, “Legal Practitioners and “Law Graduate”. Also explain the right o advocates to practice.
- Q.2** Discuss the code of conduct under section 49 (c) of Advocate Act, 1961.
- Q.3** Explain the various responsibilities of an advocate while dealing with the property and cash of his client.

SECTION – B

- Q.4** Discuss the powers and functions of the State Bar Council.
- Q.5** Discuss the provisions relating to appeal to the Bar Council of India and Supreme Cou under Advocates Act, 1961.
- Q.6** Discuss the powers and function of Disciplinary Committee of the Bar Council of India.
- Q.7** Explain ANY TWO of the following:
a) Harbans Kaur V/s P.C Chaturvedi (1969) SCC
b) Re. Vinayachandra Mishra 1995 SCC
c) M.P. V/s B.P. (1989) IBR
d) Padmalochan Panda V/s Ganesh Mahapati 1974 JBCI

SECTION - C

Q.8 Explain the utility of computer in functioning of a lawyer's office.

Q.9. Enter the following transactions in Cash Book with cash, bank and discount columns:

1989

- June 1** Cash in hand Rs. 18,000, Bank balance (Dr.) Rs. 13,000.
June 2 Paid to Shankar Rs. 500, half by cheque and half by cash.
June 4 Transferred RS. 500 from Savings to Current Bank Account.
June 8 Bank statement shows the following details:
 a) Bank collected dividend on Investment Rs. 500.
 b) Bank paid insurance premium on our behalf Rs. 700.
 c) Bank took charges Rs. 25.
June 16 Mr. Aalampana directly deposited Rs. 5,000 into our bank account.
June 20 Goods purchased from Shyamji worth Rs. 2,000 at 10% trade discount.
June 23 Sold goods to Shailesh Rs. 2,000 on cash basis.
June 27 Commission received from Mr. Broker Rs. 500 by cheque.
June 31 Above cheque deposited into bank.

Q.10 Prepare Bank Reconciliation Statement for Mr. Rajesh as on 30th June and find out the bank balance as per Pass Book:

- a) Bank balance as per Cash Book on 30th June, 1991 Rs. 5,000.
 b) Cheque issued to creditor but not presented for payment RS. 200.
 c) Interest collected on debenture was credited by bank Rs. 70.
 d) Bank charges RS. 10.
 e) Upcountry cheque deposited into bank but not cleared Rs. 500.
 f) Direct payment by bank for electric bill Rs. 200.

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Subject : Jurisprudence

Day : Tuesday

Date : 15/04/2014



Time : 10.00 AM TO 01.00 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 others carry 12 marks each.
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- Q.1 Write short notes on ANY FOUR of the following:
- a) Pure theory of law
 - b) Legislation as a source of law
 - c) Ownership is a bundle of rights
 - d) American realism
 - e) Karl Marx's approach to law
 - f) Criminal liability
- Q.2 The concepts and percepts of natural law play an important role in any legal system. Discuss the importance and utility of the modern (20th century) natural law theory.
- Q.3 Discuss John Austin's theory of law.
- Q.4 Elaborate the concept of primary and secondary rules in Prof. H.L.A. Hart's theory.
- Q.5 According to Von Savigny, law is not made but found. Explain Savigny's historical approach to law.
- Q.6 Explain the Social Engineering theory of law.
- Q.7 In the Indian legal system, precedent is considered to be an important source of law. Discuss.
- Q.8 Elaborate the Hohfeldian table of rights.
- Q.9 Law attributes legal personality, even to a corporation, a dead person and an unborn child. Discuss.
- Q.10 Distributive theory of justice deals with the distribution of benefit's and burdens in the society. Elaborate the distributive theory of justice.

Subject : Contract-II

Day : Thursday
Date : 17/04/2014



Time : 10.00 AM TO 01.00 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 others carry **12** marks each.

- Q.1** Write short notes on **ANY FOUR** of the following:
- a) Finder of Lost Goods
 - b) Auction Sale
 - c) Contract of Indemnity
 - d) Requisites of valid Guarantee
 - e) Discharge of Surety
 - f) Kinds of Agency
- Q.2** What is a 'Contract of Sale'? Distinguish between 'Agreement to Sell' and 'Sale'.
- Q.3** Enumerate different types of partners and briefly explain the extent of their liabilities.
- Q.4** Write short notes on **ANY THREE** of the following:
- a) Crossed Cheques
 - b) Privileges of a 'Holder in Due Course'
 - c) Effect of words "not negotiable" in crossing the cheque
 - d) Inchoate Instruments
 - e) Effect of dishonouring a cheque
- Q.5** Define and distinguish between sub agent and a substituted agent. State when acts of sub-agent can bind the principal.
- Q.6** Examine the extent of the bailee's duty to take care of goods bailed. Can a bailee enlarge or reduce the liability fixed by Indian Contract Act?
- Q.7** Define a "pledge" when can a valid pledge be made by a person who is not the absolute owner of the goods.
- Q.8** Explain 'Performance of the Contract' under the Sale of Goods Act.
- Q.9** Explain in brief the basic provisions of Hire Purchase Act, 1972 and discuss how it is different from sale.
- Q.10** "Partnership is born out of contract and not by status". Explain with the help of case laws.

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Subject : Optional - II b) Insurance Law

Day : Monday
Date : 28/04/2014



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 question carries 12 marks each.

- Q.1** Write short notes on any **FOUR** of the following:
- a) Various types of insurance
 - b) Insurable interest
 - c) Insurance Regulatory Authority
 - d) Perils of sea
 - e) Meaning of fire under fire insurance
 - f) Burglary Insurance
- Q.2** What is contract of insurance? Explain and illustrate the fundamental principles of insurance.
- Q.3** Explain the concept of 'uberrimae fidei' with respect to insurance contract.
- Q.4** Trace the history and development of insurance law in India.
- Q.5** What is Marine Insurance? Examine the concept of voyage and change of voyage.
- Q.6** Give the features of Standard Fire Policy.
- Q.7** What is life insurance? Give the process of formation of life insurance contract.
- Q.8** Discuss the nature and scope of third party insurance under the Motor Vehicle Act.
- Q.9** Examine the provisions and features of Public Liability Insurance Act.
- Q.10** Explain the following:
- a) Mutual Insurance Company
 - b) Double Insurance

BEAS - II (2009 COURSE): APRIL / MAY - 2014
SUBJECT: CONSTITUTIONAL LAW- II

Day: Sunday
Date: 04-05-2014

Time: 10:00AM TO 1:00PM
Max. Marks: 80

N.B.:

- 1) Attempt any **SIX** questions 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) Meaning of federalism
- b) Powers of Governor
- c) Money bill
- d) Qualifications and disqualifications of member of Parliament
- e) Constitutional Duties of Prime Minister
- f) Doctrine of Pleasure

Q.2 "A Federal Constitution establishes the dual polity with the union at the centre and the states of a periphery, each endowed with sovereign powers to be exercised in the field assigned to them respectively by the constitution". Discuss the legislative relations between Centre and State.

Q.3 Critically evaluate the administrative relations between Centre and State.

Q.4 The President of India is the head of the Union and the executive power of the union is vested in him. Discuss the functions and powers of the President of India.

Q.5 "Parliament in a Parliamentary system of Government has to perform many functions". Explain the various functions of Parliament.

Q.6 "Parliament cannot under Art 368 expand its amending power so as to acquire for itself the right to repeal or abrogate the Constitution or to destroy the basic and essential features". Explain with important Case Laws.

Q.7 Explain in detail the different kinds of Emergency embodied under the Indian Constitution.

Q.8 What are the safeguards under Art 311 of the Constitution to the Civil Servants?

Q.9 Write a short notes on the following:

- a) Procedure for impeachment of President
- b) Office of Profit

Subject : Optional - II a) Media and Law

Day : Monday

Date : 28/04/2014



Time : 10.00 AM TO 01.00 PM

Max Marks : 80 Total Pages : 1

N.B.

- 1) Attempt any **Six** Questions including **Q.1** which is **COMPULSORY**.
- 2) **Question No 1** Carries **20 Marks** and all other questions carry **12 marks** each.

Q.1 Writes Short Notes (**Any Four**)

- a) Media accountability in Democracy
- b) Jessica Lal case
- c) Self Regulation guidelines of media
- d) Media and terror attacks
- e) Flaws of media
- f) Arushi murder case

Q.2 Critically discuss the concept of media trial in administration of justice.

Q.3 Discuss the composition and functions of Press Council of India, under Press Council Act.

Q.4 Discuss the provisions for Infringement of Copyright by electronic media under Copyright Act.

Q.5 "Right to Information Act helps free flow of information" Comment.

Q.6 Write short Notes on :-

- a) Advertising code
- b) Programme code

Q.7 'Right to circulate' is protected by Indian constitution. Discuss with the help of various case laws

Q.8 Defamation: A restriction on freedom of speech and expression. Comment.

Q.9 Discuss in detail S. 19 & S. 20 of Cable Television Networks Act, 1996

Q.10 "Free press is the fourth pillar of a state." Comment.