

**Subject : Family Law-I**

Day : Monday  
Date : 03/04/2017



Time : 10.00 AM TO 01.00 PM  
Max Marks : 60 Total Pages : 1

**N.B:**

- 1) All questions are **COMPULSORY**.
- 2) All questions carry **EQUAL** marks.

**Q.1** 'Muslim Marriage is a civil contract upon the completion of which by proposal and acceptance, all the rights and obligations which it creates arise immediately & simultaneously'. Explain.

**OR**

Is Sec 9 of Hindu Marriage Act, 1955 violative of constitutional provisions? Explain with leading case laws with special reference to Restitution of conjugal rights.

**Q.2** Write short notes on:  
a) Khayar – ul- Bulugh  
b) Registration of Marriages

**OR**

Write in brief:  
a) Schools of Hindu Law  
b) Schools of Muslim Law

**Q.3** Write note on :  
a) Irretrievable Breakdown theory of divorce.  
b) Consent theory of divorce.

**OR**

Explain the conditions relating to solemnization of marriage under the Special Marriage Act, 1954.

**Q.4** Describe the procedure for solemnization of marriage under the Christian Marriage Act, 1872.

**OR**

Explain the provisions of Parsi Marriage and Divorce Act regarding dissolution of marriage. Describe the functioning of the Parsi matrimonial Courts.

**Q.5** a) Sofiya is a wife of Rahmaan who ignored her & did not give her company and consortium which he was extending to other wives. He did not even provide her with maintenance which he was extending to other wives. Sofiya wanted to dissolve her marriage. Advice Sofiya.  
b) Dr. N.C. Dastane v/s Mrs. S. Dastane AIR 1975 SC 1534.

**OR**

a) X a Parsi marries Y under Parsi law but without performing 'Ashirwad' ceremony. Is the marriage valid?  
b) Unilateral form of Talaq.

**Subject : Civil Procedure & Limitation Act**

Day : Thursday  
Date : 06/04/2017



Time : 10.00 AM TO 01.00 PM  
Max Marks : 60 Total Pages : 1

**N.B.**

- 1) All questions are **COMPULSORY**.
- 2) All questions carry **12** marks.

**Q.1** Explain particulars to be contained in plaint.

**OR**

“Executing Court cannot go beyond decree” explain. State the various modes of execution of Decrees.

**Q.2** Write a note on stay of Suit : *Res Sub Judice* under sec. 10 of C.P.C.

**OR**

State the consequences of the Death and Marriage of parties in pending suit.

**Q.3** What are the objects and essentials of the doctrine of *Res Judicata*?

**OR**

Explain the provisions relating to suit by or against partnership firm.

**Q.4** Explain in detail the power of court to issue commission and limitation on the powers of commissioner.

**OR**

Explain the nature and scope of inherent powers of the civil court.

**Q.5** What are essentials of Decree and order? Explain the difference between decree and order.

**OR**

Write a note on :

- a) Extension of period of limitation
- b) Caveat

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**Subject : Interpretation of Statutes**

Day : Saturday  
Date : 08/04/2017



Time : 10.00 AM TO 01.00 PM  
Max Marks : 60 Total Pages : 1

**N.B.:**

- 1) All questions are **COMPULSORY**.
- 2) All questions carry **EQUAL** marks.

**Q.1** According to Salmond 'Interpretation is meant the process by which courts seek to ascertain the meaning of legislation through the means of authoritative forms'. Explain General principles of interpretation with the help of case laws.

**OR**

**Q.1** Mischief rule is used to suppress the mischief while interpreting the ambiguous provision. Explain Mischief rule of interpretation.

**Q.2** Critically enumerate the Internal aids used while constructing a statute.

**OR**

**Q.2** Sometimes court used Subsidiary Rules for interpreting the statute, when other rules of interpretation falls short. Explain subsidiary rules of interpretation with the help of case laws.

**Q.3** Discuss the general principles of interpretation of statutes affecting jurisdiction of courts.

**OR**

**Q.3** In a taxing statute one has to look merely at what is clearly said and there is no room of any equity about tax or any presumption of tax. Discuss the strict rules relating to Taxing statute.

**Q.4** Write short note:

- a) Penal statute
- b) Remedial statute

**OR**

**Q.4** Explain the rules related to commencement, operation and expiry of statute.

**Q.5** While interpreting the Constitution, it is the duty of court to find out intention of framers of Constitution. Discuss the rules of interpretation of Constitutional documents as developed by courts in India.

**OR**

**Q.5** Write short notes on:

- a) Dictionaries as an external aid
- b) Codifying statute

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Subject : Company Law

Day : Thursday  
Date : 13/04/2017



Time : 10.00 AM TO 01.00 PM  
Max Marks : 60 Total Pages : 1

**N.B.:**

- 1) All questions are **COMPULSORY**.
- 2) Each question carries 12 marks.

**Q.1** a) Few friends purchased a property later on they promoted a company and sold this property to the company at huge profit. Can the company recover this profit from the promoters? Advice.

**OR**

b) There are only two members of a company and both of them are not on speaking terms. Examine, whether hostile to each other, is a ground for winding up by order of the court.

**Q.2** a) "A company is a legal entity distinct from its members". Explain in what cases does the court lift the corporate veil? Discuss with the help of landmark case laws.

**OR**

b) One person company is a new concept introduced in India by the Companies Act, 2013 can it be successful in India? How it convert into private company?

**Q.3** a) "The directors are persons selected to manage the affairs of the company for the benefit of the share holders. It is an office of trust, which is they undertake. It is their duty to perform fully and entirely". Comment.

**OR**

b) "The services of a promoter are very peculiar". Explain with reference to activities of a promoter and discuss his legal relationship with the company he promotes.

**Q.4** a) Write short notes on:  
i) Abridged Prospectus  
ii) Corporate Social Responsibility

**OR**

b) Write short notes on:  
i) Requisites of a valid meeting  
ii) Constitution of NCLT and NCLAT

**Q.5** a) "A Memorandum of Association is a document which sets out the constitution of a company". Discuss and explain how a company can change its name.

**OR**

b) Define 'shares' and 'dividends' what is the difference between them. Explain with relevant examples.

**Subject : Optional - I a) Merger & Acquisition**

Day : Monday  
Date : 17/04/2017



Time : 10.00 AM TO 01.00 PM  
Max Marks : 60 Total Pages : 1

**N.B.:**

- 1) All questions are **COMPULSORY**.
- 2) Each question carries **12** marks each.

**Q.1 a)** "Share Capital means the capital raised by a company by the issue of shares". Define share. Explain different kinds of shares.

**OR**

**b)** "Corporate Restructuring is a comprehensive process by which a company can consolidate its business operations and strengthen its position". Discuss the concept of Corporate Restructuring and explain different forms of Corporate Restructuring.

**Q.2 a)** What are the Listing Agreements? Explain the contents of Clause 40A and Clause 40B.

**OR**

**b)** What is Stamp Duty? Explain the provisions related to stamp duty when merger or amalgamation of companies takes place. Support your answer with the help of landmark cases.

**Q.3 a)** ABC Co. Ltd is an unlisted company which proposes to acquire certain shares of PQR Co. Ltd which is listed company. Such an acquisition however triggers the open offer process under SEBI Takeover Code. Advise ABC Co. Ltd by explaining the procedure it has to follow for the proposed acquisition.

**OR**

**b)** XYZ Co. Ltd. has plans of going for merger with LMN. Co. Ltd. Advise the companies about the various aspects to be considered related to the Due Diligence process.

**Q.4 a)** Central Government has been vested with the power to order an Amalgamation in Public Interest". Elaborate.

**OR**

**b)** Discuss in detail the procedure for revival of sick companies under the Sick Industrial Companies Act.

**Q.5 a)** Write short notes on:  
i) Acquisition of shares from dissenting shareholders  
ii) Combination Thresholds

**OR**

**b)** Write short notes on:  
i) Purchase of minority shareholding  
ii) FEMA 19

**Subject : Optional - I b) Right to Information**

Day : Monday

Date : 17/04/2017



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Time : 10.00 AM TO 01.00 PM

Max Marks : 60 Total Pages : 1

**N.B**

- 1) All questions are **COMPULSORY**.
- 2) All carry **EQUAL** marks.

**Q.1** Discuss the history, objectives & Preamble of RTI Act 2005.

**OR**

Elucidate the obligations of Public Authorities under sections 3 to 11 of RTI Act, 2005.

**Q.2** "Freedom of information is a fundamental human right and the touchstone of all the freedoms to which the UN is committed" Explain the United Nations stand on Right to Information.

**OR**

Discuss the Rome Convention for the protection of Human Rights & Fundamental Freedoms, 1050.

**Q.3** "Article 19 (1) (a) of the Constitution of India is an essential component of democratic governance" Discuss the above statement with reference to Right to Information

**OR**

Explain the concept of Right to Privacy, Contempt of Court, Public interest and the relations between them and Right to Information

**Q.4** Explain the structure, eligibility criteria process of appointment, term of office & removal of central information commissioners.

**OR**

Explain the concept of breach of confidentiality & Privacy under the Indian Information Techniques Act, 2000.

**Q.5** Define "Public Authority" Trace the history of Public Authority and right to Information along with breach of duty of Public Authority.

**OR**

Cyberspace does not obey any geographical boundaries Regulation of Cyberspace & Electronic information dissemination needs to be done"  
Discuss

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