

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

Day : Thursday

Date : 06/10/2016



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) Jurisdiction of Equity
- b) Delay defeats Equity
- c) Equity follows the Law
- d) Fiduciary Relations
- e) Equity acts in Personam
- f) He who seeks equity must do equity

Q.2 Discuss the provision relating to the duties of Trustees under Indian Trust Act, 1882.

Q.3 Define Trust. Explain three certainties for creation of Trust under Indian Trust Act, 1882.

Q.4 When can the office of a trustee be vacated? What are the ways in which a trustee may be discharged?

Q.5 Define 'Breach of Trust'. What are the liabilities of a Trustee for breach of trust under The Indian Trust Act, 1882?

Q.6 Discuss the power and duties of and restrictions on, Trustees under The Bombay Public Trusts Act, 1950.

Q.7 Discuss the powers and functions of Charity Commissioner under The Bombay Public Trust Act, 1950.

Q.8 "Every public trust compulsory registrable under the Bombay Public Trusts Act, 1950". Give the procedure for registration under The Bombay Public Trust Act, 1950.

Q.9 - Write detail note on :

- a) Trustee not to take personal advantage
- b) Qualification for Charity Commissioner

Q.10 'A public trust does not fail even its purpose cannot be carried out or the beneficiaries cannot be ascertained'. Comment.

Subject : Practical Paper -II (Drafting Pleading & Convincing)

Day : Tuesday

Date : 04/10/2016



Time : 10.00 AM TO 01.00 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** What is pleading? Enumerate the fundamental rules of pleading and forms of pleading.
- Q.2** Draft a plaint in a suit for specific performance of a contract for sale of immovable property.
- Q.3** A N.G.O. working on environmental issues in Pune district wants to file a writ petition in the High Court regarding pollution of river water in a village due to establishment of chemical factory. Draft a writ petition.
- Q.4** Draft an Appeal memo on behalf of an accused convicted u/s 323, 504 IPC in a proper court.
- Q.5** a) Draft a Caveat Application u/s/148A of C.P.C.
b) Draft an application for interm injunction in a suit.

SECTION - II

- Q.6** Draft a Gift-Deed for Mr. Sudhakar who wants to gift his flat in a Co-operative Housing SOCIETY to his daughter.
- Q.7** Draft a General Power of Attorney.
- Q.8** Draft a leave and licence agreement for 11 months for a flat.
- Q.9** Draft a Will for Smt. Vijaya who wants to bequeath her house property, gold and silver Ornament and fixed deposit amount in bank to her two daughters.
- Q.10** Draft a public notice in a newspaper on behalf of an intending purchaser of agricultural land for investigation of title and calling for objections to the proposed Sale.

Subject : Environmental Law

Day : Saturday

Date : 01/10/2016



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 other questions carry 12 marks each.

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

- a) Noise pollution
- b) Trail Smelter Case
- c) Global warming
- d) Eco-system
- e) Hazardous goods
- f) Ozone layer

Q.2 "Article 21 guarantees fundamental right to life, dignity, to be lived in a proper environment, free from danger of disease and infection." Explain the above statement in the light of relevant case laws.

Q.3 "Sustainable development is a balancing between ecology and development." Discuss with the help of relevant principles of Sustainable Development.

Q.4 Discuss the powers of Central Government to take measures to protect and improve environment under Environment Protection Act, 1988.

Q.5 Critically examine the procedure relating to the consent requirement and collection of sample of effluents, under the Water (Prevention and Control of Pollution) Act, 1974 with reference to judicial precedent.

Q.6 "The history of international environmental dialogue is a history of attempts to bridge contradictory ideological premises and divergent realities to further a common environmental agenda." Elucidate the above statement in the light of Stockholm Conference on Human Environment.

Q.7 Critically examine the provisions related to the prevention and detection of offences under Wild Life (Protection) Act, 1972.

Q.8 "Forest are precious resource of economic development and environmental stability but deforestation is causing a serious threat to environment." Discuss the factor responsible for deforestation.

Q.9 Critically evaluate the impact of Union Carbide Corporation v Union of India.

Q.10 "Public Interest Litigation plays an important role in Environment Protection." Elaborate the above statement in the light of landmark judgments.

Subject : Labour Laws

Day : Thursday
Date : 29/09/2016



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) Definition of 'Factory' under The Factories Act, 1948
 - b) Industrial Dispute
 - c) International Labour Organization
 - d) Political fund of registered Trade Union
 - e) 'Wages' under the Payment of Wages Act, 1936
 - f) Responsibility of Employer under the Maternity Benefit Act, 1961
- Q.2** Analyse the provisions relating to 'Retrenchment' and 'Lay off' under the Industrial Disputes Act, 1947.
- Q.3** "The key note of the Factories Act is Safety First and Safety Last". Comment.
- Q.4** Discuss the nature and scope of the Employer's Liability to pay compensation to a Workman under the Workmen's Compensation Act, 1923.
- Q.5** "The Wages of an employed person shall be paid to him without deduction of any kind except those authorized by or under the Payment of Wages Act, 1936". Enumerate the provisions relating to deductions under the Payment of Wages Act, 1936.
- Q.6** State the object and procedure laid down for fixing and revising minimum wages under the Minimum Wages Act, 1948.
- Q.7** Can an employer discharge or dismiss a women during pregnancy? Examine this statement in accordance with the provisions of Maternity Benefit Act, 1961.
- Q.8** "Collective Bargaining" is the modern measures to solve Industrial Dispute. Do you agree? Discuss.
- Q.9** State the authorities set up under the Industrial Dispute Act, 1947 for the settlement of Industrial Dispute.
- Q.10** Define 'Unfair Labour Practice'. Explain the procedure for filing complaint of Unfair Labour Practices under the Maharashtra Recognition of Trade unions and Prevention of Unfair Labour Practices Act, 1971.

Subject : Family Law-II

Day : Tuesday
Date : 27/09/2016



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

N.B

- 1) Attempt any **SIX** questions including **Q.No1** which is **COMPULSORY**.
 - 2) Question No 1 carries **20** marks and all other questions carry **12** marks.
-

- Q.1** Write short note on (**ANY FOUR**) (20)
- a) Son's Pious Obligation
 - b) Death Bed Gift
 - c) Section 14 of Hindu Succession Act
 - d) Stridhan
 - e) Hanafi Law of Inheritance
 - f) Doctrine of Cypress
- Q.2** 'The Joint Family Property is the most important aspect of the Hindu Joint Family'. Evaluate the term Coparcenary and Coparcenary property with the help of Judicial decisions. (12)
- Q.3** Enumerate the provisions relating to adoption under the Hindu Adoptions and Maintenance Act, 1956. (12)
- Q.4** Discuss the rules of succession for a Hindu male dying intestate. (12)
- Q.5** Write a note in brief : (12)
- a) Mutawalli
 - b) Karta
- Q.6** Explain the term 'Kharcha-e-Pandan'. What are the different provisions available to a Muslim wife for claiming maintenance? (12)
- Q.7** Explain the term 'Hiba'. Discuss essential conditions of Hiba and different types of Hiba. (12)
- Q.8** "A Mohammedan testator has not an unlimited power of disposition by will." Comment. (12)
- Q.9** Write a note in brief: (12)
- a) Parsi Law Succession
 - b) Christian Law of Succession
- Q.10** Define Will and Execution of Will under Indian Succession Act, 1925. (12)

Subject : Optional-IV a) Human Rights

Day : Thursday

Date : 06/10/2016



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) Q.1 carries 20 marks and remaining question carries 12 marks.

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

- a) Slavery and slave trade
- b) Racial discrimination
- c) National Human Right Commission
- d) European Convention on Human Rights
- e) International covenant on Civil and Political Rights
- f) United Nations Charter

Q.2 Explain the role of American Convention on Human Rights. Critically discuss different rights provided under this convention.

Q.3 How rights of older people are protected and promoted at national and international level?

Q.4 Explain the concept of migrant workers. How international law plays important role in Protection of rights of migrant workers?

Q.5 Discuss in detail rights and duties given under African Convention on human and peoples rights.

Q.6 What is international humanitarian law? How it protect rights of civilian and members of armed forces?

Q.7 Explain in detail rights of disabled people.

Q.8 "Concept of right is found in ancient, medieval periods". Explain different stays of evolution of Human Rights in these two period.

Q.9 Discuss classification of Human Rights on the basis of generation.

Q.10 How rights of indigenous people are protected under national and international level?