

Day : Monday

Time : 10:00 AM-12:30 PM

Date : 4/12/2023

W-25010-2023

Max. Marks : 60

N.B.

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

Q.1 A) What is De- merger? Explain the concept of spin – off and split – off. (12)

OR

Q.1 B) Explain various forms of Corporate Restructuring Procedures along with examples. (12)

Q.2 A) What is squeeze out under Companies Act 2013? What are the rights of minority shareholders? (12)

OR

Q.2 B) What is Due Diligence report and explain the stages of Due Diligence? (12)

Q.3 A) A Committee of Creditors is formed under Insolvency and Bankruptcy Code. Explain the duties of this committee. (12)

OR

Q.3 B) Explain Open Offer process? When does it get triggered? Are there any exemptions to it? (12)

Q.4 A) Write short notes on:

- i) Tax concession under income tax Act to the amalgamating companies (06)
- ii) Definition of Sick Company (06)

OR

Q.4 B) Write short notes on:

- i) Listing Agreements (06)
- ii) Fast Track Merger (06)

Q.5 A) i) India's largest housing finance company, HDFC Ltd. and largest private sector bank, HDFC Bank merged in the year 2022 in one of the biggest finance deal in India. Kindly explain the details of this mergers and the need for the same. (06)

ii) American Billionaire Elon Musk acquired the social media platform 'Twitter'. (06)

OR

Q.5 B) i) Tata Group which is India's largest conglomerate has acquired the Nationalized airline Air India in 2022. Explain the details of this mergers with respect to the financial deal and possible effects of this acquisition (06)

ii) Zomato acquired Uber Eats in all stock transaction. Explain the need for the same and its possible effects in the relevant market. (06)

BACHELOR OF LAWS - LL.B. (THREE YEAR DEGREE COURSE) (CBCS-2021 COURSE)
LL.B. Sem - III : WINTER : 2023
SUBJECT : COMPANY LAW

Day : Friday

Date : 1/12/2023

W-25009-2023

Time : 10:00 AM-12:30 PM

Max. Marks : 60

N.B.:

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

Q.1 a) The directors of a company invited subscriptions for debentures for issuing a prospectus which stated that the company needed the money to complete alterations in the buildings of the company to purchase horses and vans and to develop the trade of the company. The real object of the loan, however was to enable the directors to meet the urgent liabilities of the company. E relied upon the statement and advanced money to the company. Later on the company went into liquidation and E sued the directors for fraud. Will the directors be held personally liable?

OR

b) X company lends to Y company on a mortgage of its assets. The procedure laid down in the Articles for such transactions is not complied with. The directors of the two companies are the same. Is the mortgage binding upon Y company?

Q.2 a) 'Board of directors is the human agency which runs the company'. Discuss the appointment of Directors and their duties.

OR

b) "A company is an artificial person created by law with a perpetual succession and a common seal". Elucidate.

Q.3 a) What is meeting? Why are they conducted? What are the requisites of a valid meeting?

OR

b) What is Corporate Social Responsibility? Discuss the provisions under companies Act, 2013 which promote Corporate Social Responsibility.

Q.4 a) Write short note on:
i) Voluntary winding up
ii) NCLT

OR

b) Write short note on:
i) One Person Company
ii) Floating charge

Q.5 a) Define member. Discuss the modes for acquiring membership in a company?

OR

b) Discuss share. Explain the procedure for transfer and transmission of shares.

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BACHELOR OF LAWS - LL.B. (THREE YEAR DEGREE COURSE) (CBCS-2021 COURSE)
LL.B. Sem - III : WINTER : 2023
SUBJECT : PRACTICAL PAPER-II (DRAFTING PLEADING & CONVEYANCING)

Day : Wednesday

Time : 10:00 AM-12:30 PM

Date : 29-11-2023

W-25008-2023

Max. Marks : 60

N.B.

- 1) All questions are **COMPULSORY**.
 - 2) All questions carry **EQUAL** marks.
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Q.1 a) Draft a Private Complaint under section 138 of Negotiable Instrument Act, 1881 for dishonour of cheque.

OR

Q.1 b) Draft a Plaint in suit for Specific Performance of Contract on behalf of purchaser of a farm house plot against the vendor.

Q.2 a) Draft a Petition for Judicial Separation under section 10 of the Hindu Marriage Act. 1955.

OR

Q.2 b) Draft a Memorandum of Appeal against the order of Conviction of the Hon'ble Judicial Magistrate First Class Pune under section 323 and 504 of Indian Penal Code.

Q.3 a) Mr. Suresh is apprehending arrest by police in a non bailable offence. Draft an application for Anticipatory Bail under section 438 of Criminal Procedure Code.

OR

Q.3 b) Draft a General Power of Attorney.

Q.4 a) Draft a Leave and License Agreement for one year of a flat in a Co - operative Housing Society.

OR

Q.4 b) Mr. Amit wants bequeath his house property, Cash in Bank and farm house plot to his son and daughter equally. Draft a Will for Mr. Amit.

Q.5 a) i) Write short note on Forms of Pleadings.
ii) Draft an Affidavit for Mrs. Sunita to change her name after Marriage

OR

Q.5 b) i) Write short note on Complaint and FIR.
ii) Draft an Application for appointment of Court Commissioner

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BACHELOR OF LAWS - LL.B. (THREE YEAR DEGREE COURSE) (CBCS-2021 COURSE)
LL.B. Sem - III : WINTER : 2023
SUBJECT : INTERPRETATION OF STATUTE

Day : Monday

Time : 10:00 AM-12:30 PM

Date : 27-11-2023

W-25007-2023

Max. Marks : 60

N.B.

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

Q.1 a) Analyse the use of 'may' and 'shall' in a provision, also elaborate various tests with regards to interpretation of 'may' and 'shall'.

OR

Q.1 b) 'Every word in a statute to be given a meaning.' Elaborate the said statement in the light of relevant case laws.

Q.2 a) Discuss the golden rule of interpretation with reference to various relevant case laws.

OR

Q.2 b) Explain the rule of interpretation evolved in the Heydon's Case. Also elaborate the rule by citing relevant case laws.

Q.3 a) Discuss the principles of interpreting the constitution.

OR

Q.3 b) Discuss operation of statutes.

Q.4 a) Explain external aids of interpreting the statute.

OR

Q.4 b) Discuss meaning and need for interpretation of statutes, along with types of statutes.

Q.5 Write short note :

- a) Non-Obstante clause
- b) Ancillary power

OR

Write short note :

- a) Omission not to be inferred
- b) Statutes in Pari-materia

Day : Friday

Time : 10:00 AM-12:30 PM

Date : 24-11-2023

W-25006-2023

Max. Marks : 60

N.B.

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

Q.1 a) Who are the parties to the suit? Discuss institution of suit and frame of suit as per Code of Civil Procedure.

OR

b) Explain the concept of Jurisdiction and kinds of jurisdiction.

Q.2 a) What is doctrine of Res Judicata? How it differs from doctrine of Res Sub-judice?

OR

b) Elucidate the provisions of written statement along with concept of set off and counter claim.

Q.3 a) Explain when the plaint gets rejected and effect of rejection of plaint along with illustrations.

OR

b) Write short note on **ANY TWO** of the following:
i) Temporary injunction
ii) Summary proceedings
iii) Caveat

Q.4 a) What are the different modes of execution of decree?

OR

b) Write short note on **ANY TWO** of the following:
i) There was an accident between a bus and a car. The bus belongs to B and the car belongs to C. As a result of accident A being a passerby got injured. Now A wants the compensation from both B and C. Can A join B and C as defendants in one suit? Explain
ii) Z sues X to recover Rs. 10,00,000/- before Civil Judge Junior Division, Pune at Pune as promissory note was entered in Pune. X did not raise any objection as to pecuniary jurisdiction of court. Accordingly Judge passed decree of Rs. 5,00,000/- in favour of Z. Now X challenges the pecuniary jurisdiction of Trial Court before Appellate Court. Discuss

Q.5 Explain the provisions regarding legal disabilities under Limitation Act.

OR

b) Write short note on any **TWO** with reference to Limitation Act.
i) Bar of limitation
ii) Acknowledgment in writing
iii) Delay condonation

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BACHELOR OF LAWS - LL.B. (THREE YEAR DEGREE COURSE) (CBCS-2021 COURSE)
LL.B. Sem - III : WINTER : 2023
SUBJECT : FAMILY LAW-I (MARRIAGE, DIVORCE & MATRIMONIAL
DISPUTES)

Day : Wednesday

Time : 10:00 AM-12:30 PM

Date : 22-11-2023

W-25005-2023

Max. Marks : 60

N.B.

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

Q.1 A) "Nullity is a declaration that provide valid marriage never existed." Analyze the concept of void and voidable marriage in Hindu Law and differentiate between them.

OR

Q.1 B) 'Islam is perhaps the first religion in the world which has expressly recognized the termination of marriage by way of talak.' Elaborate on the various modes of Talak available in Muslim Law.

Q.2 A) The Indian Divorce Act, 1869 governs the divorce among the Christian couples in India. Comment.

OR

Q.2 B) 'Ashirwad' literally means blessing. A prayer or divine exhortation to the parties to observe their marital obligations with faith'. Discuss the Ashirwad ceremony and the essentials requirement for valid Parsi marriage.

Q.3 A) 'The Special Marriage Act, 1954 is relevant to every resident of India regardless of their religion, race, caste, sex, places of birth.' Discuss the procedure prescribed for people marrying under the said Act.

OR

Q.3 B) 'The procedure of divorce with mutual consent in India is less expensive and less traumatic as compared to the contested divorce procedure.' Comment.

Q.4 A) Write short notes on **ANY TWO** of the following:

- i) Muta Marriage
- ii) Sources of Muslim Law
- iii) Constitutional validity of Restitution of conjugal rights

OR

Q.4 B) Write short notes on **ANY TWO** of the following:

- i) Bars to Matrimonial Remedies
- ii) Parsi Matrimonial Courts
- iii) Essentials of valid Muslim Marriage

Q.5 A) i) Write Case Analysis on:
Lily Thomas v Union of India

- ii) Solve the problem
'A' a Muslim husband divorces his wife 'B' by Talak-ul-sunnat. After six months, he realized his mistake. Now he wants to remarry her. Can he do so?

OR

B) i) Write Case Analysis on:
Savitri Pandey v Prem Shankar Pandey

- ii) Solve the Problem:
'X' and 'Y' are Hindus by religion. They both are Sapindas of each and related to each other within 5 degrees in the line of ascent on father's side. Advise the parties.

BACHELOR OF LAWS - LL.B. (THREE YEAR DEGREE COURSE) (CBCS - 2015 COURSE)

LL.B. Sem-III : WINTER : 2023

SUBJECT : MERGER & ACQUISITION

Day : Monday

Time : 10:00 AM-12:30 PM

Date : 4/12/2023

W-12599-2023

Max. Marks : 60

N.B.:

- 1) All questions are **COMPULSORY**.
 - 2) All questions carry **EQUAL** marks.
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Q.1 a) ABC Co. Ltd wishes to carry out corporate restructuring. Advise the board of directors as to the various modes and forms available for corporate restructuring.

OR

b) XYZ Co. Ltd which is an unlisted company has plans to acquire PQR Co. Ltd which is a listed company. Will SEBI Takeover Code be applicable for such an acquisition? If yes, advise the board of directors of XYZ Co. Ltd with regards to compliance under the Takeover Code.

Q.2 a) Define Company. Explain essential features of Company.

OR

b) Define Combination. Explain the procedure for investigation of combination under Competition Act.

Q.3 a) With the help of landmark cases explain the applicability of stamp duty in case of merger of companies.

OR

b) Discuss the revival of sick company through a scheme of amalgamation.

Q.4 a) Write short notes on :
i) Kinds of shares
ii) Capital Gains

OR

b) Write short notes on :
i) FEMA 20
ii) Clause 40A

Q.5 a) Discuss the procedure for Demerger of company prescribed under Companies Act, 2013.

OR

b) Discuss the various aspects to be considered for due diligence related to merger and acquisition.

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BACHELOR OF LAWS - LL.B. (THREE YEAR DEGREE COURSE) (CBCS - 2015 COURSE)
LL.B. Sem-III : WINTER : 2023
SUBJECT : COMPANY LAW

Day : Friday

Time : 10:00 AM-12:30 PM

Date : 1/12/2023

W-12598-2023

Max. Marks : 60

N.B.:

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

Q.1 A) Mr. Sinha prepared the Memorandum of Association and Articles of Association on the instructions of the promoters of a company. He also paid the registration fees and got the company registered. From whom can he recover this amount? Give reasons.

OR

B) A bank had power in the Articles to issue bonds under the authority of an ordinary resolution. The directors issued bonds to T without the requisite resolution. T sued the company for the recovery of the money under the bonds. The suit was resisted on the ground that there was no requisite resolution of the company. Will T's suit succeed?

Q.2 A) "Company is a legal entity different from its members". When does the court ignore this principle?

OR

B) "Those who put before the public a prospectus to induce them to invest their money in a company ought to be vigilant". Comment.

Q.3 A) Define Shares. Discuss the procedure for transfer and transmission of shares.

OR

B) What are meetings? Explain the provisions related to Extraordinary meeting.

Q.4 A) Write short notes on:
i) Foss vs. Harbottle
ii) NCLAT

OR

B) Write short notes on:
i) One Person Company
ii) CSR

Q.5 A) Define Director. Discuss the procedure for appointment and removal of director.

OR

B) Define Winding up. Explain the procedure for winding up by Tribunal.

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BACHELOR OF LAWS - LL.B. (THREE YEAR DEGREE COURSE) (CBCS - 2015 COURSE)
LL.B. Sem-III : WINTER : 2023
SUBJECT : FAMILY LAW-I

Day : Wednesday

Time : 10:00 AM-12:30 PM

Date : 22-11-2023

W-12594-2023

Max. Marks : 60

N.B.:

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

Q.1 'The Marriage Laws (Amendment) Act, 1976 makes the grounds of divorce and judicial separation common'. What are the common grounds available to an aggrieved party to sue for divorce or judicial separation?

OR

Q.1 Define Dower. What are the various kinds of dower? How is the quantum of dower decided? How the right of wife to dower is enforced?

Q.2 State the conditions of special marriage and procedure for registration of marriage under Special Marriage Act, 1954.

OR

Q.2 Since the Muslim husbands can pronounce Talaq, no statutory law is enacted for them. Necessarily, The Dissolution of Muslim Marriage Act, 1939 is only (and only) for women and not for men! Comment.

Q.3 Elaborate the various remedies available to Hindu Wife in an unhappy marriage under Hindu Marriage Act.

OR

Q.3 What are the grounds of prohibitions for marriage in Muslim Law? Discuss in detail legal disabilities for marriage with legal consequences.

Q.4 Write short notes on **ANY THREE** of the following:

- a) Harvinder Singh v. Harmender Singh
- b) Dissolution of marriage under Christian law
- c) Primary sources of Muslim Law
- d) Parsi Matrimonial Courts
- e) Composition of family court

Q.5 a) A Sunni Muslim has four wives. He contracts fifth marriage. Is the fifth marriage valid?

b) Dastane v. Dastane.

OR

Q.5 a) Ravi and Radha are husband and wife. As they have no child born to them, Radha marries Kamal after taking the consent from Ravi. State the validity and consequences of such marriage.

b) Seema v. Ashwani Kumar.

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BACHELOR OF LAWS - LL.B. (THREE YEAR DEGREE COURSE) (CBCS-2021 COURSE)

LL.B. Sem - III : WINTER : 2023

SUBJECT : CONSTITUTIONAL LAW : RIGHT TO INFORMATION

Day : Monday

Time : 10:00 AM-12:30 PM

Date : 4/12/2023

W-25011-2023

Max. Marks : 60

N.B.

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

Q.1 a) Discuss historical background and importance of RTI law in India.

OR

Q.1 b) Explain victimization and misuse of Right to Information Act, 2005.

Q.2 a) Discuss various landmark judgments where judiciary held that RTI is fundamental human right.

OR

Q.2 b) Elaborate concept of severability and third party information under Right to Information Act, 2005.

Q.3 a) Explain RTI law in United Kingdom.

OR

Q.3 b) Elaborate freedom of information law in United States of America.

Q.4 a) Discuss salient features of Official Secret Act, 1923.

OR

Q.4 b) Explain with relevant provisions relation between Atomic Energy Act, 1962 and Right to Information Act, 2005.

Q.5 a) Discuss constitution, eligibility criteria, process of appointment, term of office, removal of information central information commission.

OR

Q.5 b) Discuss in detail first appeal and second appeal under Right to Information Act, 2005.
