

Subject : Labour Laws

Day : Thursday
Date : 25/10/2012



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 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) International Labour Organization
 - b) Amalgamation of the Trade Unions
 - c) Powers of Inspector Under the Factories Act, 1948
 - d) Strike and Lock-out
 - e) Collective Bargaining
 - f) Contracting and Contracting out.
- Q.2** Define a Trade Union. State the procedure for registration of Trade union and its dissolution .
- Q.3** What are the various authorities under the Industrial Disputes Act, 1947 which help to settle Industrial Disputes. Discuss briefly the functions of each.
- Q.4** 'Welfare of the workers has been made a statutory duty of the employer under the Factories Act, 1948.' Discuss the provisions relating to the Health and welfare of the workers under the Act .
- Q.5** What are the circumstances in which 'an employer is and is not liable' to pay composition under the Workmen's Compensation Act, 1923.
- Q.6** What is the object of fixing minimum wages? state the procedure laid down under the Minimum Wages Act, 1948 for fixing and revising minimum wages.
- Q.7** 'The Payment of wages Act, 1936 provides that the wages are to be paid in a particular form at regular intervals and without any unauthorized deductions. Explain.
- Q.8** What are the conditions for payment of maternity benefits under the Maternity Benefit Act, 1961 when is the benefit forfeited?
- Q.9** Examine the provisions relating to Lay -off and Retrenchment Under the Industrial Disputes Act, 1947.
- Q.10** Enumerate the various unfair labour practices on the part of employers and trade unions under the Maharashtra Recognition of Trade Union and Prevention of Unfair Labour Practices Act. 1971.

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

Day : Friday

Date : 02/11/2012



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) Express trusts.
- b) Equity and common law.
- c) Fiduciary Relationship.
- d) Delay defeats equity.
- e) Equity follows the law.
- f) Equality is equity.

Q.2 Define 'Trust' and explain the essentials of a valid trust.

Q.3 Explain the duties and liabilities of a trustee.

Q.4 'The beneficiary has, as such no estate or interest in the subject matter under the Indian Trust Act 1882, but has certain rights' Comment.

Q.5 Examine the powers of a trustee as provided in the Indian Trust Act 1882.

Q.6 What is a 'Public Trust'? Will a public trust fail on the ground of failure of specific object? Discuss.

Q.7 Examine the powers of Charity Commissioner for protection of charities.

Q.8 Explain the provisions of relating to alienation of trust property under Bombay Public Trust Act 1950.

Q.9 Explain briefly the procedure for registration of public trust under the Bombay Public Trusts Act 1950.

Q.10 Write notes on:

- a) Change Report.
- b) Dharmada.

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Subject : Family Law-II

Day : Monday

Date : 22/10/2012



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.N. 1 Which is **COMPULSORY**.
- 2) Q.No,1 carries 20 marks and all other questions carry 12 marks each.

- Q.1** Write short notes (ANY FOUR): (20)
- a) Hizanat.
 - b) Codicil.
 - c) Women's estate.
 - d) Maintenance of children.
 - e) Son's pious obligation.
 - f) Donatio-mortis-causa.
- Q.2** Explain the provisions of Indian Succession Act regarding intestate succession of Christians. (12)
- Q.3** Discuss the essentials of gift under Muslim Law. Explain the different kinds of gifts. (12)
- Q.4** Discuss the changes introduced by the Hindu Adoptions and Maintenance Act in the customary Hindu law regarding adoptions. Explain the provisions regarding a valid adoption. (12)
- Q.5** "Sec 6 of the Hindu Succession Act significantly changed the legal position of Hindu female". Discuss the statement with reference to the latest amendments to the Hindu Succession Act. (12)
- Q.6** Explain the salient features of a Hindu coparcenery. Discuss the legal position and rights of a karta. (12)
- Q.7** Explain the general principles of succession under Muslim law and discuss the Hanafi Law of inheritance. (12)
- Q.8** Explain the provisions of section 125 of criminal Procedure Code regarding maintenance to wife, children and parents. (12)
- Q.9** Explain the meaning of wakf. Discuss the essentials of a Muslim wakf and legal incidents of a wakf. (12)
- Q.10** Discuss the evolution of legal position regarding women's estate. Explain the significance of section 14 of Hindu Succession Act. (12)

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BEAS - IV (2009 Course) : OCT / NOV - 2012

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

Day : Wednesday

Date : 31/10/2012



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 question carry **EQUAL** marks.
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SECTION-I

- Q.1** What is pleading? State the fundamental rules of pleadings. Explain Alternative and Inconsistent pleadings.
- Q.2** Draft a petition for maintenance under sec 125 of criminal procedure code on behalf of wife and her two minor children.
- Q.3** Draft an application for the accused person for releasing him on bail who has been arrested and charged under sec. 498A and 306 of IPC.
- Q.4** Draft a Writ Petition on behalf of a N. G. O regarding nuisance of noise by Ganesh Mandals in the Ganpati festival.
- Q.5** Draft a legal notice in case of dishonour of cheque. U/s 138 of Negotiable Instrument Act 1881.

SECTION-II

- Q.6** Draft a lease deed for 10 years in favor of a Bank for commercial purpose.
- Q.7** Draft a will for a client who wants to dispose his bungalow, cash in bank account and jewellery to his wife, son and a daughter.
- Q.8** Draft a special power of Attorney by a sister who is residing abroad to her brother to registered a Sale deed for a property situated in Pune.
- Q.9** a) Draft a Promissory Note.
b) Draft an Affidavit by a lady for her change in name after marriage.
- Q.10** Draft a Gift -Deed for a agricultural land gifted by a grand father to his grand son.

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Subject : Environmental Law

Day : Monday
Date : 29/10/2012



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 Questions carry 12 marks each

- Q.1** Write Short notes any Four
- a) Right to Clean and decent environment
 - b) Doctrine of public trust
 - c) Nature of ecological cycle
 - d) Kinds of forest
 - e) Depletion of Ozone Layer
 - f) Criminal liability of corporate official
- Q.2** Briefly examine how water pollution is regulated and controlled under the Water (Prevention & control of pollution) Act 1974
- Q.3** "The precautionary principle and the polluter pay Principle are essential features of sustainable development of the environmental law of the country" Comment.
- Q.4** Evaluate the salient features of Stockholm declaration.
- Q.5** Critically evaluate the role played by the judiciary in protecting the environment
- Q.6** What are air pollutants? How pollution control Board can regulate Air pollution under the Air (Prevention & Control of pollution) Act 1981
- Q.7** "The Environment protection Act empowers the central government to take all such measures as it deems necessary or expedient for the purpose of protecting and improving the quality of the environment and preventing controlling and abating environmental pollution" Comment with the help of recent case laws.
- Q.8** Critically evaluate the Bhopal gas case
- Q.9** Discuss the traditional remedies available under law of torts for negligence with reference to environment
- Q.10** Elucidate the salient features of wild life protection Act.

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Subject : Optional-IV a) Human Rights

Day : Friday

Date : 02/11/2012



Time : 10.00 AM TO 01.00 PM

Max Marks : 80 Total Pages : 1

N.B.:

- 1) Attempt **SIX** 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) Right of child
 - b) Implementation of human right in International Law
 - c) National Commission for women in India
 - d) Preamble of Constitutional law and Human Right
 - e) The Role of Human Right Commission of India
 - f) International Court of Justice and Human Right
- Q.2** Discuss, the role and achievement of International law in promoting and protecting of Human Right.
- Q.3** Discuss the salient features of Covenant on Civil & Political Rights.
- Q.4** In India Human Right of Tribal and Minorities are not recognized and protected effectively. Discuss.
- Q.5** 'Indian Legislation for Protection against arbitrary arrest and detention', Discuss.
- Q.6** Compare, International legislations and Indian Legislations in relating Human Right of vulnerable groups.
- Q.7** What is Human Right? Define the concept of Human Right in the light of Indian Constitutional Law.
- Q.8** 'Violation of Refugees Human Right, due to India -Pakistan territorial tension' Discuss.
- Q.9** 'India is becoming hub for surrogacy market', Explain with the violation of Human Right.
- Q.10** "Naxalism and terrorism are the product of suppression and oppression of weaker section of society" Discuss.

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