

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

Day : Thursday  
Date : 10/10/2013



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** State the fundamental rules of Drafting and Pleading. Explain Alternative and Inconsistent Pleadings.
- Q.2** Draft a petition for maintenance under section 125 of Cr. P.C. on behalf of old parents against their only daughter who is a software engineer.
- Q.3** Draft an Application for an accused person for releasing him on bail who has been arrested under section 323, 504 and 506 of I. P.C.
- Q.4** Draft a Caveat Application under section 148A of Civil Procedure Code.
- Q.5** Draft an Appeal Memo on behalf of Mr. Sudhir who has been convicted under section 302 of I.P.C.

**SECTION - II**

- Q.6** Draft a Special Power of Attorney of on behalf of Mr. X who is residing abroad in favour of his brother to attend the proceedings in Court.
- Q.7** Draft a will for Mrs. Sumitra who is 70 years old and wants to dispose of her flat, a plot in a housing society, cash in bank and Jewellery to her daughter and grand son.
- Q.8** Draft a Gift Deed on behalf of Mr. Sudhir who wants to gift his one third share in the agricultural land situated at Kolhapur to his grandson.
- Q.9** Draft a Sale Deed of a flat in a Co-operative Housing Society.
- Q.10** a) Draft an Affidavit on behalf of a lady who wants to submit it in a bank for change in the name after marriage.  
b) Prepare draft of a Promissory Note.

**Subject : Optional-IV a) Human Rights**

Day : Saturday  
Date : 12/10/2013



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

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**N.B:**

- 1) Attempt any 6 questions including Q.No 1 which is **CPOMPULSORY**.
  - 2) Q.No 1 carries 20 marks. & all other questions carry 12 marks.
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- Q.1** Write a short notes on any **FOUR** of the following:
- a) Racial Discrimination
  - b) Rights of migrant workers
  - c) Rights of disable persons
  - d) Classification of Human Rights
  - e) Death Penalty
  - f) International Humanitarian Law
- Q.2** Examine the features of Convention on Rights of Child 1989.
- Q.3** Discuss the rights of older person under national and international instruments.
- Q.4** Explain in detail concept of genocide & apartheid and different measures at international level to prevent such inhuman acts.
- Q.5** Explain the provisions regarding powers & procedure of National Human Right Commission.
- Q.6** Explain in detail Universal Declaration of Human Rights.
- Q.7** Discuss the different legal provisions regarding "Women employment" national level.
- Q.8** Explain the role of U.N. Chanter in protection & promotion of Human Rights.
- Q.9** Discuss the salient features on Covenant on Civil and Political Rights.
- Q.10** Discuss the concept of minority under constitution of India along with land mark judgments.

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

Day : Saturday

Date : 12/10/2013



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) Fiduciary Relationship
- b) Meaning of 'Equity'
- c) Deflects in Common Law
- d) Obligations in the nature of Trust
- e) Delay defeats equity
- f) He who comes into equity must come with clean hands

**Q.2** Define 'Trust'. Explain how a valid trust can be created.

**Q.3** What is breach of trust? Discuss the liabilities of the trustees for breach of trust under the Indian Trusts Act, 1882.

**Q.4** Explain powers of the trustee under Indian Trusts Act, 1950.

**Q.5** What are the rights of a beneficiary to follow the trust property in the hands of third person?

**Q.6** 'A public trust does not fail even if its purpose cannot be carried out or the beneficiaries cannot be ascertained'. Comment.

**Q.7** Discuss the provisions relating to Registration of Public Trust under the Bombay Public Trust Act, 1950.

**Q.8** Discuss the powers of Charity Commissioners to act for the protection of charities.

**Q.9** State the provisions of Bombay Public Trusts Act, 1950 relating to alienation of immovable property of Public Trusts.

**Q.10** Explain the following:

- a) Change Report
- b) Charitable Purpose

**Subject : Environmental Law**

Day : Tuesday  
Date : 08/10/2013



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

**N.B.:**

- 1) Attempt **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**.

- Q.1** Write short notes on **ANY FOUR** of the following :
- a) Doctrine of public trust
  - b) Absolute liability in environment law
  - c) Penalty under water pollution Act
  - d) Meaning of pollution
  - e) Pollution pays principles
  - f) Reserved forest
- Q.2** Explain the composition, Power and function of Central Pollution Control Board under the water (prevention and control of pollution) Act 1972.
- Q.3** What are the different constitutional provision and principles concerning the protection of environments?
- Q.4** What the provision related to sanctuaries and National parks as enshrined in the wild life (Protection Act 1972)?
- Q.5** 'Approximately 80 % of our Air Pollution stems from hydrocarbons released by vegetation', defend this statement and discuss the provision of Air pollution laws.
- Q.6** There are wide range of physical, biological and man made components that interact in building up environment. Explain the meaning of the term 'Environment'.
- Q.7** What are the common law remedies available against pollution caused by Trespass, Negligence and Public Nuisance?
- Q.8** Discuss the object and salient features of environment (Protection) Act 1986.
- Q.9** What are the laws available against the protection of forest in India? Discuss with case laws.
- Q.10** Discuss the international perspectives for protection of environment law.

**Subject : Family Law-II**

Day : Thursday  
Date : 03/10/2013



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) Son's pious obligation
  - b) Karta
  - c) Mutawalli
  - d) Marz - ul -maut
  - e) Void bequest
  - f) Rules of succession of Christians
- Q.2** 'The Hindu succession Act has made profound changes in the position of the daughter in Hindu law'. Elucidate the statement.
- Q.3** Explain partition. Discuss modes of partition and provisions relating to reopening of partition.
- Q.4** Enumerate the provisions relating to adoption under Hindu Adoptions and Maintenance Act, 1956.
- Q.5** Who are the guardians of the person and property of a minor under the Hindu law? What are their powers?
- Q.6** Who are entitled to inherit under Muslim law? Explain and discuss in brief rules of succession under Muslim.
- Q.7** 'A Mohammedan testator has limited power of disposition by will'. Comment.
- Q.8** Define Hiba. Discuss the essential conditions of Hiba and different kinds of Hiba under Muslim Law.
- Q.9** Define Maintenance. Discuss the provisions of maintenance for wife under Muslim Law.
- Q.10** Discuss the rules for execution of privileged and unprivileged will.

Subject : Labour Laws

Day : Saturday  
Date : 05/10/2013



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) Objectives of ILO
  - b) Amalgamation of Trade Union
  - c) Retrenchment
  - d) Collective Bargaining
  - e) Powers of Inspector under The Factories Act, 1948
  - f) Define 'wages' The Minimum Wages Act, 1948
- Q.2** Explain the provisions relating to 'Health and Welfare' of workers under The Factories Act, 1948.
- Q.3** State the powers and duties of various authorities for investigation and settlement of Industrial Disputes under the Industrial Dispute Act, 1947.
- Q.4** Define the term 'employee' and discuss the procedure for fixing and revising the minimum rates of wages under The Minimum Wages Act, 1948.
- Q.5** Enumerate the authorized deductions from the wages of an employed person under the Payment of Wages Act, 1936.
- Q.6** Define 'Trade Union' and discuss the provisions relating to registration of Trade Union under the Trade Unions Act, 1926.
- Q.7** State the provisions regarding strike and lockout under the Industrial Disputes Act, 1947.
- Q.8** State the circumstances in which an employer is and is not liable to pay compensation under the Workmen's Compensation Act, 1923.
- Q.9** What are the conditions for payment of Maternity Benefit under the Maternity Benefits Act, 1961? When is the benefit forfeited?
- Q.10** Explain with reference to Maharashtra Recognition of Trade Union and Prevention of Unfair Labour Practices Act, 1971.
- a) Powers of Industrial Court
  - b) Rights of Recognized Union