

B. A. LL. B. (5 Year Degree Course) Sem-VII (2009 Course) :

WINTER - 2018

SUBJECT: COMPANY LAW

Day: Thursday
Date: 22/11/2018

W-2018-1478

Time: 10.00 AM TO 01.00 PM
Max. Marks: 80

N.B.:

- 1) Attempt any six questions in all including **Q. No. 1** 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) Transfer of shares
- b) Pre-Incorporation contracts
- c) One Person Company
- d) MOA & AOA
- e) Proxy
- f) NCLT

Q.2 Discuss the notion of corporate personality in the light of the decision given in Solomon Vs. Solomon & Co. Ltd.

Q.3 "A company is an artificial person created by law." Discuss the steps involved in the incorporation of a company.

Q.4 Outline the rule in Royal British Bank Vs. Turquand. What are the exceptions to this rule?

Q.5 Define Prospectus. Explain the contents of prospectus and discuss the liabilities in case of mis-statements.

Q.6 Members of a company are the persons who collectively constitute the company. Discuss the modes for acquiring membership in a company.

Q.7 Discuss the power of tribunal under Companies Act, 2013 for prevention of oppression and mismanagement in the company.

Q.8 "The members express their will at general meetings by passing resolutions." Discuss.

Q.9 Elaborate the provisions related to Corporate Social Responsibility adapted under Companies Act 2013.

Q.10 What is winding up? In what circumstances can compulsory winding up of a company take place and how?

B. A. LL. B. (5 Year Degree Course) Sem-VII (2009 Course) :

WINTER - 2018

SUBJECT : ENVIRONMENTAL LAW

Day : Monday
Date : 19/11/2018

W-2018-1477

Time : 10.00 AM TO 01.00 PM
Max. Marks : 80

N.B.:

- 1) Attempt **ANY SIX** questions in all **Q.No.1** is **COMPULSORY**.
 - 2) **Q.No.1** carries **20** marks and all other questions carry **12** marks each.
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- Q1** Write short notes on **ANY FOUR** of the following:
- a) Noise pollution
 - b) Reserved Forest
 - c) Earth Summit
 - d) National Parks
 - e) Nairobi Declaration 1982
 - f) Hazardous process
- Q.2** "Indian Constitution is amongst the few in the world that contains specific provisions on environment protection." Comment with the relevant case laws.
- Q.3** "Development should not be detrimental to life and for that solution is preservation of environment." Comment with reference to "Sustainable Development" principle.
- Q.4** Critically examine the provisions of Rio-declaration, 1992 relating to environment problem.
- Q.5** The Wild life (Protection) Act, 1972 prohibits the hunting of specified animals and also permits the hunting in certain cases. Elucidate these provisions and also state the penalty for the violating these provisions under the act.
- Q.6** "Availability of wholesome water is scare, without which life is impossible". Comment with reference to Water (Prevention and Control of Pollution) Act, 1974.
- Q.7** Elaborate salient features of the Stockholm Conference on Human Environment, 1972 and critically analyze its contribution, if any in the field of Environmental Protection.
- Q.8** Examine the important environment issues involved in Narmada Valley Project.
- Q.9** Prevention and Control of Air Pollution includes power to give instruction for ensuring standards for emission from automobiles and restriction in establishing industries. Explain with the help of relevant provisions.
- Q.10** State and explain the impact of Public Interest Litigations on improvement and safeguarding the Environment in the light of relevant case laws.

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**B. A. LL. B. (5 Year Degree Course) Sem-VII (2009 Course) :
WINTER - 2018**

SUBJECT: OPTIONAL – III : CORPORATE GOVERNANCE

Day : Wednesday

Time : 10.00 AM TO 01.00 PM

Date : 28/11/2018

W-2018-1481

Max. Marks : 80

N. B. :

- 1) Attempt **ANY SIX** out of which **Q. No.1** is **COMPULSORY**.
 - 2) **Q. No. 1** carries **20** marks and all other questions carry **12 marks** each.
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Q.1 Write short notes on **ANY FOUR** of the following :

- a) The Cadbury committee report
- b) Role of SEBI
- c) Corporate Governance in US
- d) Business Ethics and Corporate Governance
- e) Meeting & Minutes
- g) Provisions of the new Companies Act

Q.2 Good Governance demands that a Corporate house must have a responsibility to set exemplary standards of ethical behaviours in its internal and external relationships". Discuss meaning nature and scope of Corporate Governance.

Q.3 What is the role of Board of Directors in promoting a healthy Corporate Governance climate?

Q.4 "Disclosure can be defined as a process through which business enterprise communicates with the external parties. Its purpose is to convey a true and fair view of the operating results and financial position to the users of financial reports". Discuss.

Q.5 What are the rights of shareholders and stakeholders provided in Corporate Governance?

Q.6 The market regulator is required to provide compliance regulation dynamism which is suitable for the financial growth of the company. Discuss the role of market regulator.

Q.7 Write a brief note on Narayan Murthy's reports on Corporate Governance.

Q.8 State and explain the role of SRO in Corporate Governance.

Q.9 CSR focuses on three dimensions of value creation; profit, people and planet. Companies should make all efforts to promote CSR throughout the value creation claim as they are a part of it. Discuss.

Q.10 State and explain Corporate Governance standards and practices in IT industries.

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B. A. LL. B. (5 Year Degree Course) Sem-VII (2009 Course) :

WINTER - 2018

SUBJECT: OPTIONAL-III: RIGHT TO INFORMATION

Day: Wednesday
Date: 28/11/2018

W-2018-1480

Time: 10.00 AM TO 01.00 PM
Max. Marks: 80

N.B:

- 1) Attempt **ANY SIX** questions including **Q. No.1** which is **COMPULSORY**.
 - 2) **Q. No.1** carries **20** marks and other questions carry **12** marks each.
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Q.1 Write short notes on **ANY FOUR** of the following:

- a) Role of Media and RTI
- b) Access to Information
- c) *Shaila Barse V/s Union of India*
- d) Definition of Information under RTI
- e) Third Party Information
- f) *Jansunwai* (Social Audit)

Q.2 "Privacy is a very personal issue. It's about you and your personal space. You are the final authority to decide accuracy, access, security and control of your personal information" Comment & Discuss the issues of 'Right to Privacy' in the light of RTI.

Q.3 Define "Right to information". Explain the obligations of Public authority with the help of the RTI Act, 2005.

Q.4 Write a detail note on constitution and functions of the Central Information Commission.

Q.5 Discuss the provisions related to 'Appeal' and 'Penalty' as given under the RTI Act, 2005.

Q.6 Write a detail note on:

- a) Right to Information in USA
- b) Right to Information & Commonwealth Nations

Q.7 "Right to information is not an absolute right but it is subjected to certain restrictions". Discuss.

Q.8 Define 'Private Record'. Discuss the provisions regarding the Nomination of Record Officers and his functions as given under the Public Record Rules, 1997.

Q.9 Define 'Disclosure'. Discuss the provisions relating to 'Procedure of Inquiry' and 'Power of the Competent Authority' given under the Public Interest Disclosure (Protection etc) Bill, 2002.

Q.10 Discuss in detail constitutional background of the Right to Information in India with the help of various Judgments.

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B. A. LL. B. (5 Year Degree Course) Sem-VII (2009 Course) :
WINTER - 2018

SUBJECT: PUBLIC INTERNATIONAL LAW

Day : Friday

Date : 16/11/2018

W-2018-1476

Time : 10.00 AM TO 01.00 PM

Max. Marks : 80

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.
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Q.1 Write Short Notes on **ANY FOUR** of the following:

- a) Pacific blockade
- b) Continental Shelf
- c) Monistic Theory
- d) Equality of States
- e) Termination of Treaties
- f) Territorial Waters

Q.2 What is international law? Critically discuss whether international law is a law in the true sense?

Q.3 Discuss briefly the various sources of international law.

Q.4 Discuss the essential elements of State and point out various functions of a State.

Q.5 Give the meaning and definition of Recognition of a State. What are various theories of Recognition?

Q.6 Discuss meaning of State Succession and give various types of State Succession.

Q.7 Give the Salient features of 'Outer Space Treaty, 1966'.

Q.8 Discuss various amicable means of settlement of international disputes.

Q.9 Outline the role of International Court of Justice in the development of international law.

Q.10 Write a critical note on 'Terrorism and Human Rights'.

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B. A. LL. B. (5 Year Degree Course) Sem-VII (2009 Course) :
WINTER - 2018

SUBJECT : WOMEN & LAW

Day : Monday
Date : 26/11/2018

W-2018-1479

Time : 10.00 AM TO 01.00 PM
Max. Marks : 80

N.B.:

- 1) Attempt in all **ANY SIX** questions choosing at least three questions from Section – A and Section – B each including **Q.No.1** and **Q.No.6** which are **COMPULSORY**.
- 2) **Q.No.1** and **Q.No.6** carry **16** marks and all other questions carry **12** marks each.

SECTION – A

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

- a) Sati
- b) Talaq
- c) Daughter as a coparcener
- d) Practice of Dowry
- e) Status of women in pre-independent India
- f) Features of Domestic Violence Act, 2005

Q.2 The facts and circumstances of dynamics of social life about the position and status of women in society was very well in the minds of the framers of our constitution and hence they made provisions for freedom, liberty and equality to women. Comment.

Q.3 Explain the offence of rape and discuss the appropriateness of the punishment after the Criminal Law (Amendment) Act, 2013.

Q.4 The sexual harassment of women at workplace (Prevention, Prohibition and Redressal) Act, 2013 is enacted to provide protection against sexual harassment of women at workplace. Elaborate important features of the Said Act.

Q.5 Elaborate the different provisions incorporated under Industrial and the Labour Laws in India for the Protection of Women.

SECTION – B

Q.6 Write short notes on **ANY FOUR** of the following:

- a) Child Marriage
- b) Child Custody
- c) National Policy Resolution
- d) Vagrancy and beggary
- e) Right to education
- f) Sheela Barse v/s Union of India

Q.7 Evaluate the provision of the Juvenile Justice (Care and Protection of Children) Act, 2015 along with latest case laws.

Q.8 Explain the provisions incorporated under Indian Constitution for the upliftment and protection of children.

Q.9 Discuss the provisions of different laws relating to the child in employment. Explain briefly the provisions of the Child Labour (Prohibition and Regulation) Amendment Act, 2016.

Q.10 'Problems relating to the welfare of child is not only national but a global concern'. Justify in the light of various International Conventions.

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**B.A. LL.B. (5 Year Degree Course) Sem-VII (CBCS - 2015 COURSE)
: WINTER - 2018**

SUBJECT : CIVIL PROCEDURE AND LIMITATION ACT

Day : Friday
Date : 16/11/2018

W-2018-1438

Time : 10.00 AM TO 01.00 PM
Max. Marks : 60

N. B. :

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

Q. 1 a) What is Jurisdiction? Evaluate types of jurisdiction.

OR

b) Write notes on **ANY TWO** of the following:

- i) Summons
- ii) Affidavit
- iii) Written statement

Q. 2 a) 'The doctrine of res judicata is conceived in the larger public interest which require that all litigation must, sooner than later, come to an end'. Elaborate with appropriate case law the doctrine.

OR

b) Write notes on **ANY TWO** of the following:

- i) Suits by or against government
- ii) Counter claim and set off
- iii) Distinction between Appeal and Revision

Q. 3 a) What is a Decree? Discuss the provisions of execution of a decree under Civil Procedure Code..

OR

b) Write notes on **ANY TWO** of the following:

- i) Caveat
- ii) Court Commission
- iii) Injunction

Q. 4 a) Analyze the following case law:

- i) A. R. Antulay v. R.S. Nayak
- ii) Raj Narain v. Indira Gandhi

OR

b) Analyze the following case law

- i) Delhi Administrative v. Gurdeep Singh
- ii) Dhulabhai v. State of M. P.

Q. 5 a) Evaluate the nature and scope of Limitation Act with appropriate illustrations.

OR

b) Write notes on the following:

- i) Computation and period of limitation.
- ii) Legal disability.

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B.A. LL.B. (5 Year Degree Course) Sem-VII (CBCS - 2015 COURSE)
: WINTER - 2018
SUBJECT : COMPANY LAW

Day : Thursday
Date : 22/11/2018

Time : 10.00 AM TO 01.00 PM
Max. Marks : 60

W-2018-1440

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 by 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. Mr. John relied upon the statement and advanced money to the company. Later on, the company went into liquidation and Mr. John sued the directors for fraud. Can Mr. John make the directors personally liable on ground of mis - statement in prospectus?

OR

b) 'A' and 'B' sold a certain business to 'C' and agreed not to compete with him for a certain period. After some time, 'A' & 'B' incorporated a private limited company becoming the principal shareholders and directors and started a similar business as that of 'C' under the name of the private limited company. What right is available to 'C'?

Q.2 a) "The doctrine of indoor management is a silver lining to strangers dealing with a company". Comment.

OR

b) "A promoter stands in a fiduciary relation towards the company he promotes". Explain.

Q.3 a) What do you mean by transfer and transmission of shares? Explain the procedure for transfer and transmission.

OR

b) Define Debentures. Explain the provisions related to Debenture trustee which provide protection to debenture holders.

Q.4 a) Write short notes on:
i) Annual General Meeting
ii) NCLT

OR

b) Write short notes on:
i) Registration of charge
ii) Foss vs. Harbottle

Q.5 a) Discuss in detail the provisions for appointment and removal of directors.

OR

b) Define Winding Up. Explain the procedure for voluntary winding up.

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**B.A. LL.B. (5 Year Degree Course) Sem-VII (CBCS - 2015 COURSE)
: WINTER - 2018**

SUBJECT : INTERPRETATION OF STATUTES

Day : Monday
Date : 19/11/2018

W-2018-1439

Time : 10.00 AM TO 01.00 PM
Max. Marks : 60

N.B.:

- 1) All questions are **COMPULSORY**.
- 2) Figures to the right indicate **FULL** marks.

Q.1 According to Blackstone, the fairest and the most rational method of interpretation is to find out the intention of the legislators. Explain the object, important and principles of interpretation. [12]

OR

What is the Golden Rule of interpretation? Explain the two approaches of the Golden Rule.

Q.2 Many a time Internal Aids throw a light on the true meaning of the statute. Discuss the Internal Aids of interpretation. [12]

OR

Subsidiary rules of interpretation are employed only when the internal and external aids are exhausted. Elucidate this statement and enumerate in detail the subsidiary rules of interpretation.

Q.3 "Statutes levying taxes or duties upon citizens will not be extended by implication beyond the clear import of the language used, nor will their operation be enlarged so as to embrace matter not specifically pointed out. Explain in detail with case laws the principles relating to interpretation of taxing statutes. [12]

OR

Discuss and explain the various doctrines evolved in relation to interpretation of the Constitution.

Q.4 What are the principles of interpretation of statutes affecting Jurisdiction of Courts? Explain with the help of relevant case laws. [12]

OR

What are remedial statutes? Bring out the distinction between the rules of interpretation applicable to remedial and Penal Statutes.

Q.5 Write short notes on: [12]
a) Mandatory and Directory provisions
b) Parliamentary history

OR

Write short notes on:

- a) Consequence of Repeal in the light of sec 6 of General Clauses Act, 1897
- b) Consolidating and codifying statutes

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**B.A. LL.B. (5 Year Degree Course) Sem-VII (CBCS - 2015 COURSE)
: WINTER - 2018**

**SUBJECT : MERGER AND ACQUISITION
(BUSINESS LAW)**

Day : Wednesday
Date : 28/11/2018

W-2018-1442

Time : 10.00 AM TO 01.00 PM
Max. Marks : 60

N. B. :

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

Q. 1 a) Company XYZ is a listed company. Advise the Board of Directors of this company regarding the compliance of Clause 40A and 40B of listing agreement.

OR

b) Company ABC is a public limited which has plans for carrying out corporate restructuring through an amalgamation with Company PQR. However the company ABC needs to first go for a due diligence process. Advise the directors on the various aspects which should be considered while carrying out the due diligence process.

Q. 2 a) Define Company and discuss the essential of characteristics of company.

OR

b) What is a Combination? Which combinations are declared void under the Competition Act and how?

Q. 3 a) Define Small Company. Explain the procedure for amalgamation of small companies under Companies Act, 2013.

OR

b) What is Stamp Duty? Discuss the provisions relating to levy of stamp duty in case of merger and amalgamation.

Q. 4 a) Write short notes on:

- i) Share and its kinds
- ii) Forms of corporate restructuring

OR

b) Write short notes on:

- i) FEMA 19
- ii) Alteration of share capital

Q. 5 a) What are the trigger points for open offer? Explain the procedure for carrying out open offer.

OR

b) Define Sick Company. Explain the procedure for revival of sick companies through amalgamation.

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B.A. LL.B. (5 Year Degree Course) Sem-VII (CBCS - 2015 COURSE)
: WINTER - 2018
SUBJECT: RIGHT TO INFORMATION (CONSTITUTIONAL LAW)

Day: Wednesday
Date: 28/11/2018

W-2018-1443

Time: 10.00 AM TO 01.00 PM
Max. Marks: 60

N.B:

- 1) All questions are **COMPULSORY**.
 - 2) All questions carry **12** marks each.
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Q.1 Define 'public authorities' and discuss in detail the provisions relating to obligations of public authorities under the Right to Information Act, 2005 with relevant cases.

OR

'RTI is powerful tool that strengthens democracy and promote good governance'. Comment and explain provisions relating to RTI in U.K.

Q.2 Examine landmark judgments on Art 19 (1) (a) and Art 21 of the Indian Constitution relating to right to information.

OR

Discuss the provision relating to the 'Constitution of Central Information Commission' and 'the procedure for removal of its members'.

Q.3 Critically examine the powers of the State Information Commissioner.

OR

Discuss in detail the provisions relating to 'appeal' and 'penalties' under the RTI Act, 2005.

Q.4 Explain the provisions relating to 'exemptions from the disclosure of information' under the Right to Information Act, 2005

OR

"Right to Information and E-Governance must go hand in hand". Discuss.

Q.5 "The Public Record Act is to regulate the management, administration and preservation of the Public Records". Comment and discuss the aim and objectives of the Public Record Act, 1993.

OR

Define 'Freedom of Information'. Explain the salient feature of the freedom of Information Act, 2002.

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B.A. LL.B. (5 Year Degree Course) Sem-VII (CBCS - 2015 COURSE)
: WINTER - 2018
SUBJECT : PROPERTY LAW INCLUDING TRANSFER OF PROPERTY ACT &
EASEMENT ACT

Day : Monday
Date : 26/11/2018

W-2018-1441

Time : 10.00 AM TO 01.00 PM
Max. Marks : 60

N.B.:

- 1) All questions are **COMPULSORY**.
- 2) Figures to the right indicate **FULL** marks.

Q.1 Write a detail essay on Doctrine of Election. [12]

OR

Write notes on the following:

- a) Vested and Contingent Interest b) Modes of Acquisition of Property

Q.2 'The object of the rule of Lis Pendens is to secure the property till litigation is over, so that if one of the parties deals with it, the decision of the court will be binding on such transfers deriving title from a party to the proceeding by an alienation made pendente lite'. Comment. [12]

OR

Write notes on the following:

- a) Right to Redeem b) Right of Foreclosure

Q.3 Examine **ANY TWO** of the following. [12]

- a) Essentials of lease b) Rights of lessor c) Exchange

OR

What is a Gift? Discuss the essentials of a valid Gift enumerating provisions of section 123 of Transfer of Property Act.

Q.4 a) A bequeaths his property to his child *en ventre de sa mere* for life and 21 years thereafter to the child of B. Discuss the effect of such transfer. [06]

- b) Two brothers partitioned their properties reserving a right of pre-emption enforceable against even assignees. Evaluate whether the Covenant for pre-emption offends the rule against perpetuities. [06]

OR

- c) There was a bequest in a will to the wife and mother of the testator for their lives, remainder on their death, to his sister's sons, those then in existence and those that may be born thereafter. The testator died on the very day on which he executed the will. Evaluate the validity of such a bequest. [06]

- d) The donor made a gift of his property to a person and his wife, on condition that the donor should physically enjoy the wife. Discuss whether such transfer is valid in law with appropriate reasoning. [06]

Q.5 What are the modes of acquisition of easement? Discuss how easementary rights can be imposed. [12]

OR

Write notes on the following:

- a) Suspension of Easement b) Essentials of Easement

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