

**Subject : Labour Laws**

Day : Friday  
Date : 17/04/2015



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

**N.B.**

- 1) Attempt any **SIX** in all including **Q.No.1** which is **COMPULSORY**.
- 2) **Q. No. 1** carries **20** marks and all other question carry **12** marks each.

- Q.1** Write short notes on any **FOUR** of the following
- a) Impact of ILO on Indian labour
  - b) Amalgamation of Trade Union
  - c) Contracting out
  - d) Medical bonus under Maternity Benefit Act 1961
  - e) Unfair labour practices by Employer
  - f) Industrial Dispute.
- Q.2** Discuss the powers and functions of Labour Court, Industrial Tribunal and National Tribunal under Industrial Dispute Act 1947.
- Q.3** Define Lock out. What are the conditions imposed on the lock out under Industrial Dispute of 1947.
- Q.4** What are the circumstances in which an employer is and is not liable for compensation under Workmen's Compensation Act 1923.
- Q.5** Define Trade dispute. Discuss the provisions relating to General and Separate Funds with reference to Trade Unions Act 1926.
- Q.6** Write down the Powers and Duties of Inspectors appointed under the Maternity Benefit Act 1961.
- Q.7** Define Wages. How minimum wages are determined under provisions of the Minimum Wages Act 1948.
- Q.8** "The payment of wages Act 1936 provides that the wages are to be paid in a particular form at regular intervals and with out any deductions" Explain.
- Q.9** Discuss the provisions relating to hazardous processes and specific responsibility of the Employer in relation to it, as per the Factories Act 1948.
- Q.10** Importance of Collective Bargaining in settling Industrial dispute.

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**Subject : Practical Paper - II**

Day : Monday  
Date : 20/04/2015



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 - A**

- Q.1 Draft a maintenance application under section 125 of Criminal procedure code on behalf of a wife claiming maintenance for herself and her 6 years daughter.
- Q.2 Draft a criminal complaint under section 138 of Negotiable Instrument Act, 1881.
- Q.3 Mr. Sunil has been convicted for an offence under section 302 Indian Penal Code in the session court. Draft an Appeal Memo against this order in High Court.
- Q.4 Draft a legal notice on behalf of your client for specific Performance of Contract.
- Q.5 Draft a Writ Petition on behalf of a NGO working for environmental issues.

**SECTION - B**

- Q.6 Draft a special Power of Attorney on behalf of Mr. Anil who is residing abroad in favour of his father to attend the proceedings in a court.
- Q.7 Draft a Gift-Deed on behalf of Mrs. Sumitra who wants to gift her house to her daughter-in-law.
- Q.8 Draft a Privileged Will choosing your own facts.
- Q.9 Draft a Lease - Deed for a term of 10 years for a agriculture land.
- Q.10 a) Draft an Affidavit choosing your own facts.  
b) Draft a Promissory Note.

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**Subject : Property Law Including Transfer of Property Act & Easement Act**

Day : Wednesday

Date : 22/04/2015



Time : 02.30 PM TO 05.30 PM

Max Marks : 80 Total Pages : 1

**N.B.:**

- 1) Attempt any six question including Q.No.1 and Q.No.10 which are **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) **Movable Property**
- b) Contribution
- c) Clog on Redemption
- d) Hiba
- e) Doctrine of Priority
- f) Universal Donee

**Q.2** "Transfer of property is act intervivos which is different from transfer by operation of law." Explain the statement and write down the essentials of transfer of property.

**Q.3** Write a detailed note on Doctrine of Lispendens.

**Q.4** Define mortgage. Discuss are the right and liabilities of mortgagor and mortgagee in possession.

**Q.5** Explain the essential for a transfer by sale and differentiate it from exchange and gift.

**Q.6** Explain the rule against perpetuities with illustration.

**Q.7** Define lease and explain how and when a lease determines.

**Q.8** Write a detailed note on revocation of gift.

**Q.9** State liabilities of a person who gives a thing in exchange.

**Q.10** Explain when a easement and license is deemed to be revoked.

**BHUPALGAD-VIII (2009 COURSE):** SUMMER - 2015  
**SUBJECT: PRIVATE INTERNATIONAL LAW**

Day: Friday  
Date: 24.04.2015

Time: 10.00 A.M. To 1.00  
Max Marks: 80 P.M.

**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) Tangible Moveables
  - b) Lex Fori
  - c) Choice of Law
  - d) Non-Judicial Divorces
  - e) Issues in Polygamous Marriage
  - f) Immunity from Jurisdiction
- Q.2** Explain the rules governing the Law of Torts and its ramifications under Private International Law.
- Q.3** Describe the term 'Foreign Judgment and Res Judicata' with appropriate illustrations.
- Q.4** What is Characterization? Explain various theories and process of Characterization.
- Q.5** Discuss the Law relating to 'Capacity of Parties to Marry' with the help of recent case studies.
- Q.6** Write a brief essay on 'the Doctrine of Renvoi'.
- Q.7** What are the issues involved in 'Jurisdiction' under the domain of Private International Law? Explain in detail along with enumerating the basis of Jurisdiction.
- Q.8** Elaborate the concept of 'Proper Law of Contract' along with some relevant examples.
- Q.9** Describe various theories relating to the principles of 'Lex Domicile' and 'Lex Situs' with specific reference to the Law of Property and its inter-relationship with Private International Law.

**Q.10**

"The concluding determination of the court is that the law of the forum applies to the contract in question."



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

Day : Monday

Date : 27/04/2015



Time : 10.00 AM TO 01.00 PM

Max Marks : 80 Total Pages : 1

**N.B.**

- 1) Attempt any **SIX** in all including **Q.No.1** which is **COMPULSORY**.
- 2) **Q. No. 1** carries **20** marks and all other question carry **12** marks each.

- Q.1** Write short notes on any **FOUR** of the following
- a) Equity follows the Law
  - b) Constructive Trust
  - c) Ashby Vs White
  - d) Fiduciary Relations
  - e) Equity acts in personam
  - f) Common Law
- Q.2** Define Trust and distinguish between Public Trust and Private Trust.
- Q.3** Explain The Following
- a) Extinction of trust
  - b) Liabilities of Trustees
- Q.4** Explain three certainties of creation of trust under Indian Trusts Act, 1882.
- Q.5** Who can be beneficiary? Discuss the rights of beneficiaries under Indian Trusts Act, 1882 .
- Q.6** Discuss the duties of trustees under Indian Trusts Act .
- Q.7** Explain the following
- a) Doctrine of Cypres
  - b) Change Report
- Q.8** 'A public trust shall not be defeated for the wants of trustees'. Discuss.
- Q.9** Enumerate the powers of Charity Commissioner for the protection of charities.
- Q.10** Explain the procedure of Registration of Public Trust.

Subject : Optional - IV a) Human Rights

Day : Monday

Date : 27/04/2015



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) Implementation of human rights in international law
- b) Genocide
- c) Role of National Human Rights Commission
- d) National Commission on SCs and STs
- e) American Convention on Human Rights
- f) Rights of Migrant Workers

**Q.2** What are Human Rights? Define the concept of Human Rights in light of Indian Constitutional law.

**Q.3** Examine the achievement of UDHR in promotion and protection of Human Rights in the World.

**Q.4** Critically evaluate the provisions of International Covenant on Civil and Political Rights. Relate it to Indian Constitution.

**Q.5** Discuss the permanent machinery to deal with slavery and slavery like practices and its performance.

**Q.6** In India, Human Rights of Indigenous People and Minorities are not recognized and protected effectively. Discuss.

**Q.7** Discuss the role and achievement of International law in promoting and protecting human rights in India.

**Q.8** How Human Rights of Children are protected in India? Explain with reference to various legislation & judicial pronouncements.

**Q.9** Write a short note on classification Human Rights.

**Q.10** Compare International legislation & Indian Legislation in relating to Human Rights of Older people.

**Subject : Environmental Law**

Day : Friday

Date : 17/04/2015



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 carry **12** marks each. .

- Q.1** Write short notes on any **FOUR** of the following:
- a) Doctrine of Public trust
  - b) Right to clean environment
  - c) Definition of Hazardous substance
  - d) Air Pollution
  - e) Protected Forests
  - f) Penalties under Environment Protection Act, 1986
- Q.2** What are the different Constitutional provisions concerning the protection of environment?
- Q.3** Discuss the role of the Indian Judiciary in protection of environment.
- Q.4** How is the Central Water Pollution Board constituted? What are the powers and functions of the Board?
- Q.5** What are the steps taken by the legislature for the prevention and control of air pollution in the Air (Prevention and control of pollution) Act, 1981?
- Q.6** Elaborate the salient features of Environment (protection) Act, 1986.
- Q.7** What are the protections provided for the wild animals, birds and plants in the wild life (protection) Act, 1972?
- Q.8** Discuss the law relating to Forests. Do you think that forest dwellers contribute to Forest degradation?
- Q.9** Critically evaluate the Bhopal Gas case.
- Q.10** Explain the salient features of the Stockholm Declaration 1972.

**Subject : Company Law**

Day : Monday  
Date : 20/04/2015



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

**N.B.:**

- 1) Attempt any six questions in all out of which is Q. No. 1 is **COMPULSORY**.
- 2) Q. No. 1 carries **20** marks and all other questions carry **12** marks each.

**SECTION-I**

- Q.1** Write short notes on any **FOUR** of the following:
- a) Share Certificate
  - b) Buy back of Shares
  - c) Kind of Companies
  - d) Debentures
  - e) Certificate of incorporation
  - f) Quorum in conduct of meeting
- Q.2** "A company has a legal and separate entity of its own". Discuss.
- Q.3** Distinguish between Pre- incorporation contracts and Provisional contracts. Can a company ratify Pre-incorporation contracts?
- Q.4** What are the remedies available to a person who has been induced to purchase shares by misstatement in the prospectus?
- Q.5** What do you understand by "Dividends"? Discuss the nature and rules regarding dividends?
- Q.6** Discuss the powers of the Directors of a company and explain criminal liability of directors.
- Q.7** "A mere dissatisfaction of the minority does not constitute oppression". Discuss.
- Q.8** What are the different types of resolutions which may be passed in the meetings of shareholders?
- Q.9** Under what circumstances will the court order a compulsory winding up a company? What is the effect of winding up order?
- Q.10** Who is an official liquidator? What are his powers?



**Subject : Optional: 2) Trusts, Equity & Fiduciary Relationship**

Day : Monday

Date : 27/04/2015



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) Equity and common law
  - b) Ashby v. White
  - c) Equity acts in personam
  - d) Equity follows the law
  - e) He who seeks equity must do equity
  - f) Jurisdiction of equity
- Q.2** "Valid trust once created is irrevocable by any subsequent act of the author of trust". Discuss with reference to the provision of Indian Trusts Act, 1882.
- Q.3** Examine the various powers, rights and duties of a trustee under Indian Trusts Act, 1885.
- Q.4** Explain the powers and liabilities of beneficiaries under Indian Trust Act, 1882.
- Q.5** When can the office of a trustee be vacated? What are the ways in which a trustee may be discharged?
- Q.6** Explain the difference between Public Trust and Private Trust.
- Q.7** 'A public trust does not fail even its purpose cannot be carried out or the beneficiaries cannot be ascertained'. Discuss.
- Q.8** Registration of Public Trust is compulsory under the Bombay Public Trust Act, 1950. Give the procedure of registration.
- Q.9** Discuss the powers and function of Charity Commissioner under Bombay Public Trust Act, 1950.
- Q.10** Explain the following:
- a) Dharmada
  - b) Doctrine of Cypress

**BHUPALGAD – VIII (2008 COURSE) : SUMMER – 2015**  
**SUBJECT : CIVIL PROCEDURE CODE AND LIMITATION ACT**

Day : Wednesday  
Date : 22.04.2015

Time : 2.30 P.M. TO 5.30 P.M.  
Max. Marks : 80

**N. B. :**

- 1) Attempt **ANY SIX** questions in all out of which **Q. no.1** 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) Joined of parties
- b) Counter claim
- c) Review
- d) Arrest and Detention
- e) Affidavit
- f) Res-subjudice

**Q. 2** Jurisdiction is the power or authority of a court to hear and determine a cause, to adjudicate and exercise any judicial power in relation to it. Elaborate.

**Q. 3** Write a critical note on Res-Judicate.

**Q. 4** A suit always commences with the presentation of a plaint. Discuss essentials of plaint along with return and rejection of plaint.

**Q. 5** Execution is the enforcement of a decree or order by the process of the court, so as to enable the judgment - creditor to recover the fruits of the judgment passed in favour. Discuss.

**Q. 6** What is Appeal? Discuss and distinguish it from Revision.

**Q. 7** Examine the provisions relating to suits by or against government.

**Q. 8** What is Decree? Evaluate the essentials of a decree.

**Q. 9** What is Injunction? Discuss the types of Injunctions with help of illustrations.

**Q. 10** "Law comes to the assistance of the vigilant, not of the sleepy". Evaluate.

**OR**

Explain the concept of limitation along with salient features of The Indian Limitation Act, 1963.