

Subject : Civil Procedure Code & Limitation Act

Day : Thursday
Date : 16/04/2015



Time : 02.30 PM TO 05.30 PM
Max Marks : 80 Total Pages : 1

N. B. :

- 1) Attempt **ANY SIX** questions in all.
- 2) **Q. No. 1** and **Q. No. 10** are **COMPULSORY**.
- 3) **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) Caveat
- b) Order
- c) Indigent person
- d) Arrest before Judgement
- e) Written statement
- f) Attachment of property

Q. 2 "Jurisdiction of a court means the extent of the authority of a court to administer justice prescribed with reference to the subject matter, pecuniary value and local limits". Discuss the jurisdiction of civil courts.

Q. 3 Critically examine the provisions relating to execution of decree with appropriate illustrations.

Q. 4 "The doctrine of res-judicate is combined result of public policy and private justice". Comment on doctrine of res-judicate with reference to certain maxims.

Q. 5 What is **Plaint**? Enumerate the provisions relating to particulars of **Plaint**.

Q. 6 What is **Place of suing**? Evaluate the general provision relating to **place of suing**.

Q. 7 Write a critical note on **Appeal, Review and Revision**.

Q. 8 What is a **Decree**? Discuss the essential elements of **decree**.

Q. 9 Write notes on the following:

- a) Injunction
- b) Suits by or against government

Q.10 Define **acknowledgement**. Enumerate the essentials of valid **acknowledgement**.

OR

Limitation Bars the remedy not the right. Comment.

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Subject : Criminal Procedure Code, Juvenile Justice

Day : Saturday
Date : 18/04/2015



Time : 02.30 PM TO 05.30 PM
Max Marks : 80 Total Pages : 1

N.B.:

- 1) **Q.NO.1 is COMPULSORY** and carries **20** marks.
- 2) Attempt **ANY FIVE** questions from the remaining questions which carry **12** marks each.

- Q.1** Write short notes on **ANY FOUR** of the following:
- a) Autrefois acquit and autrefois convict
 - b) Juvenile Justice Board
 - c) Cognizance by magistrate
 - d) Classification of offences
 - e) Alteration of maintenance
 - f) ~~Limitation for taking cognizance of offence~~
- Q.2** State the hierarchy of Criminal Courts and their powers to pass sentences.
- Q.3** First Information Report (FIR) is a way to set criminal law into motion". Explain the procedure of recording FIR and evidentiary value of statement recorded as FIR with case laws.
- Q.4** What is Charge? Explain the provisions regarding Joinder of charges.
- Q.5** "Granting of Bail in Non-Bailable offences is discretionary power of Court". Discuss the statement with reference provisions of Bail in Non-Bailable offences under Criminal Procedure Code.
- Q.6** Explain the provision regarding trial of Warrant cases by magistrate.
- Q.7** Explain in detail the provisions relating to process to compel the appearance of person under Criminal Procedure Code.
- Q.8** Discuss the provisions relating to Appeal, Reference and powers of Appellate Court.
- Q.9** Explain the following:
- a) Complaint to magistrate
 - b) Summary Trial
- Q.10** Write note on:
- a) Child welfare committee
 - b) Release of person on probation of Good Conduct

Subject : Art of Advocacy

Day : Thursday

Date : 23/04/2015



Time : 02.30 PM TO 05.30 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 carries **12** marks each.

- Q. 1** Write short notes on any **FOUR** of the following:
- a) Duties of Advocate towards society
 - b) Citation of cases
 - c) Value of Humor
 - d) Importance of pre-trial preparation
 - e) Lok adalat
 - f) e- filing
- Q.2** Discuss the scope and importance of legal Aid with the help of relevant cases.
- Q.3** Explain provision relating to enrollment and rules regulating practice of legal profession.
- Q.4** What is professional misconduct? Explain the powers and functions of disciplinary committee of Bar Council of India.
- Q.5** "The Role of advocate in social change is essential". Do you agree? Explain.
- Q.6** Discuss in detail Art of Cross examination of witnesses.
- Q.7** "Good Advocacy skill always depends upon knowledge of courts, knowledge of law and practice". Discuss.
- Q.8** Write a note on:
i) Outlook of Judge
ii) Advice to Client
- Q.9** "Advocate is an officer of court". Discuss the Duties of Advocate towards courts.
- Q.10** Explain the role of Advocate in development of Socio- economic justice through Public Interest lawyering.

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Subject : Optional - VI : b) Information Technology & Law

Day : Tuesday

Date : 21/04/2015



Time : 02.30 PM TO 05.30 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 note on **ANY FOUR** of the following:

- a) Cyberspace
- b) Electronic record
- c) Computer and Network
- d) Internet Service
- e) WWW and Internet
- f) Convergence

Q.2 Discuss the impact of the Information Technology on law.

Q.3 Define 'Electronic Data interchange'. Explain the use, advantages and disadvantages of Electronic Data interchange.

Q.4 "The International law had great impact on the growth of the Information Technology Act, 2000 in India" Comments.

Q.5 Explain the term 'E-Governance' and what are the advantages and disadvantages of E-Government.

Q.6 Explain in detail provisions relating to issuance, suspension and revocation of Digital Signature Certificate.

Q.7 Enumerate the powers of Central Government to make rules, as given in section 87 of chapter XIII of the Information Technology Act, 2000.

Q.8 Explain the role of 'Certifying Authorities' under the Information Technology Act, 2000.

Q.9 Discuss the powers and functions of the Cyber Appellate Tribunal with the help of the Information Technology Act, 2000.

Q.10 Write notes on '**ANY TWO**' of the following

- a) Amendments in the Bankers Books of Indian Act,1891 due to the enactment of the Information Technology Act,2000
- b) Amendments in the Indian Evidence Act,1872 due to the enactment of the Information Technology Act,2000
- c) Amendments in the Reserve Bank of Indian Act,1934 due to the enactment of the Information Technology Act,2000

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Subject : Optional - VI : a) Interpretation of Statutes

Day : Tuesday

Date : 21/04/2015



Time : 02.30 PM TO 05.30 PM

Max Marks : 80 Total Pages : 1

N.B.:

- 1) Attempt any **SIX** questions from 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) Literal rule
 - b) Proviso
 - c) Noscitur A Sociis
 - d) Legal fiction
 - e) Consolidating and Codifying Statutes
 - f) Conjunctive and Disjunctive words
- Q.2** "It is quite often that we find courts and lawyers busy in unfolding the meaning of ambiguous words and expressions and resolving inconsistencies". Discuss the nature, meaning and functions of interpretation of statutes in the light of given statement.
- Q.3** State the rule of interpretation that was laid down in the famous Heyden's case and discuss how the courts have applied it with the help of cases.
- Q.4** In a taxing statute one has to look merely at what is clearly said, there is neither equity nor any presumption about a tax. Explain the principles of interpretation related to the taxing statutes.
- Q.5** How far the use of Parliamentary history can be made as an external aid to construction?
- Q.6** 'In spite of strong presumption that Civil Courts have Jurisdiction to decide all questions of civil nature still sometimes the courts are excluded from Jurisdiction'. Elaborate the principles of exclusion of Jurisdiction of civil courts.
- Q.7** State the rule of interpretation with regard to Penal Statutes with special reference to Indian legislations with the help of case laws.
- Q.8** Write a detail note on 'Commencement expiry and repeal of statute'.
- Q.9** Distinguish between Mandatory and Directory Provisions in a Statute.
- Q.10** Discuss the doctrines which help the interpretation of constitution of India.

Subject : Elective : 2) Intellectual Property Law

Day : Tuesday

Date : 21/04/2015



Time : 02.30 PM TO 05.30 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) WIPO
- b) Unfair competition
- c) Definition of Invention
- d) Offences and penalties under Trade Mark Act, 1999
- e) TRIPS
- f) Patent agent

Q.2 'A patent may be transferred by patentee to another person'. Explain.

Q.3 What is Trade Mark? Discuss the essential features, functions and types of Trademarks.

Q.4 Evaluate the important features of Paris Convention.

Q.5 "The Author or publisher of the work, or the owner of or other person interested in the copyright in any work may apply for registration to the register of copyrights". Discuss the procedure for registration of copyright in India.

Q.6 Write a note on Basmati case.

Q.7 Write a note on:

- a) Distinctiveness
- b) Deceptive similarities

Q.8 Define Patent. What is product patent and process patent?

Q.9 Write a detailed note on relationship between IPR and Human Rights.

Q.10 Explain the significance of Budapest treaty.

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Subject : Arbitration, Conciliation & Alternative Dispute Resolution Systems

Day : Thursday
Date : 23/04/2015



Time : 02.30 PM TO 05.30 PM
Max Marks : 80 Total Pages : 1

N.B.:

- 1) Attempt **ANY THREE** questions from Section-I and Section-II, Q.No.1 and 6 which are **COMPULSORY**.
- 2) Q.No 1 and Q.No. 6 carries **20** marks each and all other questions carry **10** Marks.

SECTION-I

- Q.1** Write short notes on: **ANY FOUR** of the following
- a) Development of Arbitration Law in India
 - b) Arbitration Award
 - c) Enforcement of Foreign Award
 - d) Jurisdiction of Arbitral Tribunals
 - e) International Arbitration
 - f) Settlement of claim and defences
- Q.2** State the objectives of providing of alternative dispute resolution system in India and explain advantages and disadvantages Arbitration proceedings.
- Q.3** Explain in detail the process of Arbitration without intervention of a court.
- Q.4** What is conciliation? Explain the appointment, powers and duties of conciliator.
- Q.5** Explain in detail new York Convention and Geneva Convention.

SECTION-II

- Q.6** Write short notes on **ANY FOUR** of the following
- a) Litigation v/s Arbitration
 - b) Establishment of Administrative Tribunals
 - c) State commission
 - d) Mini- trial
 - e) Mediation
 - f) Legal Literacy
- Q.7** State the various modes of alternative dispute resolution system. Explain how the Arbitration and conciliation differs from each other.
- Q.8** Explain the Jurisdiction of family courts under family courts Act 1984.
- Q.9** What are the rights available to consumer? Explain the Jurisdiction, powers and procedure of redressal of grievances by National consumer forum.
- Q.10** Explain the process of establishment and settlement of dispute through Lok Adalat.

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Subject : Land Laws Including Land Ceiling, Tenancy & Local Laws

Day : Saturday

Date : 18/04/2015



Time : 02.30 PM TO 05.30 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) Classes of person holding land
 - b) Standard Rent
 - c) Powers of mamlatdar's courts
 - d) Protected Tenant
 - e) Personal cultivation or to cultivate personality
 - f) Land Holder
- Q.2** Who are Revenue Officers? Explain the powers, duties and functions under the Maharashtra Land Revenue Code, 1966.
- Q.3** Write notes on the following with reference to the Mamlatdar Courts Act, 1966:
- a) Content of plaint
 - b) Execution of mamlatdar decision
- Q.4** How are boundaries marks fixed and demarketed under the Maharashtra Land Revenue Code, 1966? What is the effect of settlement of Boundary?
- Q.5** Explain the Land Revenue shall be a paramount charge on the land and state the provisions in the code as regards penalty for injuring boundary marks.
- Q.6** What are the powers of the State Government to recover arrears of Land Revenue?
- Q.7** When the tenancy can be terminated by Landlord and what are the special rights and privileges of tenant under Bombay Tenancy and Agricultural Lands Act, 1948? Discuss.
- Q.8** Discuss in brief the general provisions regarding Acquisition of land under the Land Acquisition Act, 1894.
- Q.9** Write a detail note on Appeal, Review and Revision under Maharashtra Land Revenue Code, 1966.
- Q.10** Discuss in brief the general provision of Maharashtra Apartment Ownership Act, 1970.