

**B.B.A. LL.B. (FIVE YEAR DEGREE COURSE) (CBCS - 2015 COURSE)**

**B.B.A. LL. B. Sem - VII : WINTER- 2022**

**SUBJECT : CIVIL PROCEDURE & LIMITATION ACT**

Day : Friday

Time : 10:00 AM-12:30 PM

Date : 11/11/2022

**W-12554-2022**

Max. Marks : 60

**N.B.:**

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

**Q.1 a)** What do you understand by the doctrine of "Res Judicata" as given in C.P.C. 1908? How this doctrine is different from the rule contained in section 10 of C.P.C.?

**OR**

- b)** Write notes on **ANY TWO** of the following:
- i) Foreign Judgment.
  - ii) Pecuniary Jurisdiction of Courts.
  - iii) Judgment.

**Q.2 a)** Section 9 of C.P.C. confers jurisdiction on civil courts to decide all matters of civil nature excepting those in which their jurisdiction is ousted. Comment.

**OR**

- b)** Write notes on **ANY TWO** of the following:
- i) Adjournments.
  - ii) Appointment of Receiver.
  - iii) Suit by or against the Government.

**Q.3 a)** How appellate powers are different from the Revisional power of the court? Describe the circumstance, when a revision is filed instead of an appeal?

**OR**

- b)** Write notes on any **TWO** of the following:
- i) Objects of law of limitation.
  - ii) Transfer of cases.
  - iii) Kinds of issues.

**Q.4 a)** Discuss the provisions relating to appearance of parties and consequences of non-appearance in the proceedings.

**OR**

- b)** Analyze the following Case law.
- i) Gulab Chand Chhote Lal Parikh v. State of Gujarat AIR 1965 SC 1153
  - ii) A.R. Antulay v. R. S. Nayak.

**Q.5 a)** What is the remedy available to a person who has spent time bona fide at a wrong forum by mistake?

**OR**

- b)** Brief state in which cases limitation is
- i) Suspended.
  - ii) Interrupted.
  - iii) Extended.

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B.B.A. LL.B. (FIVE YEAR DEGREE COURSE) (CBCS - 2015 COURSE)  
B.B.A. LL. B. Sem - VII : WINTER- 2022  
SUBJECT : COMPANY LAW

Day : Wednesday  
Date : 16-11-2022

W-12556-2022

Time : 10:00 AM-12:30 PM  
Max. Marks : 60

**N. B. :**

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

**Q. 1 a)** 5 members are the only members of a private company. All of them go in a boat on a pleasure trip into the open sea. The boat capsizes and all the 5 die being drowned. Does the private company cease to exist?

**OR**

**b)** In a company there is persistent violation of regulations and the statute and an appeal by the general body of shareholders is not likely to put an end to it on account of the fact that those responsible for violation are in control. The shareholders feeling aggrieved seek your advice. What advice would you give them?

**Q. 2 a)** 'The doctrine of Indoor management is silver lining to strangers dealing with a company.' Comment.

**OR**

**b)** 'Buyback of shares is an effective tool to carry out capitalization of profit'. Elucidate.

**Q. 3 a)** What is Annual General Meeting? Discuss the provisions related to Annual General Meeting prescribed under Companies Act, 2013.

**OR**

**b)** What is Corporate Social Responsibility? Discuss the provisions under Companies Act, 2013 which promote Corporate Social Responsibility.

**Q. 4** Write short notes:

- a) i) Public and Private Company
- ii) Promoter

**OR**

Write short notes:

- b) i) NCLAT
- ii) Voluntary Winding up

**Q. 5 a)** Define Memorandum. Discuss the contents of the memorandum. Explain the procedure for alteration of Object Clause.

**OR**

**b)** Define prospectus. Explain different kinds of prospectus. Is there any liability for mis-statement in prospectus?

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**B.B.A. LL.B. (FIVE YEAR DEGREE COURSE) (CBCS - 2015 COURSE)**  
**B.B.A. LL. B. Sem - VII : WINTER- 2022**  
**SUBJECT : PROPERTY LAW INCLUDING TRANSFER OF PROPERTY ACT &**  
**EASEMENT ACT**

Day : Friday

Time : 10:00 AM-12:30 PM

Date : 18-11-2022

**W-12557-2022**

Max. Marks : 60

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**N. B. :**

- 1) All questions are **COMPULSORY**.
  - 2) All questions carry **EQUAL** marks.
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**Q. 1 a)** Define "Transfer of Property". Explain the general principles and essentials features of transfer of property.

**OR**

**b)** Define and distinguish 'Vested Interest' and 'Contingent Interest'.

**Q. 2 a)** "No man has so absolute a power over his own property as that he can alienate the same when such alienation directly tends to delay, hinder or defraud his creditors, unless it is made upon good consideration and bona fide". Explain fraudulent transfers and the exceptions to it, if any.

**OR**

**b)** Explain Mortgagor's Right of Redemption and Mortgagee's Right of Foreclosure.

**Q. 3 a)** Define sale. What are the liabilities of the seller before and after completion of Sale?.

**OR**

**b)** Explain the meaning of actionable claims with examples and also discuss the provisions relating to transfer of actionable claims.

**Q. 4 a)** Write note on:

- i) Fraudulent transfers
- ii) Doctrine of part performance

**OR**

**b)** Write note on:

- i) Equity of redemption
- ii) Doctrine of Election

**Q. 5 a)** How can a right of easement be acquired by prescription? What are essentials for acquiring such easementary right?

**OR**

**b)** When is a right of easement extinguished? Enumerate the circumstances which results in extinction of easement.

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**B.B.A. LL.B. (FIVE YEAR DEGREE COURSE) (CBCS - 2015 COURSE)**  
**B.B.A. LL. B. Sem - VII : WINTER- 2022**  
**SUBJECT : MERGER & ACQUISITION**

Day : Monday

Time : 10:00 AM-12:30 PM

Date : 21-11-2022

**W-12558-2022**

Max. Marks : 60

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**N.B.:**

- 1) All questions are **COMPULSORY**.
  - 2) All questions carry **EQUAL** marks.
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**Q.1 a)** PQR Company Ltd. and XYZ Company Ltd. are small companies which have plans to merge. Advise the Board of Directors regarding the procedure to be followed for such a merger as per Companies Act, 2013.

**OR**

**b)** ABC Company Ltd. and PQR Company Ltd. carry out the business of cement manufacturing. However considering the benefits of corporate restructuring these companies have planned for a merger. Advise their board regarding the combination thresholds and procedure followed by CCI in regulating the Combinations.

**Q.2 a)** 'Corporate restructuring is essential to eliminate all the financial troubles and improve the performance of the company'. Explain the meaning, concept and objectives of corporate restructuring.

**OR**

**b)** 'SEBI Takeover Code prevent hostile takeovers through open offer process'. Comment.

**Q.3 a)** What are listing agreements? Discuss the contents of Clause 40A and 40B of listing agreement.

**OR**

**b)** Define Sick Company. Discuss the procedure under IBC, 2016 for revival and rehabilitation of Sick Companies.

**Q.4 a)** Write notes on:  
i) Memorandum of Association  
ii) FEMA 20

**OR**

**b)** Write notes on:  
i) Capital Gains  
ii) Purchase of minority shareholders

**Q.5 a)** Discuss the concept and need for due diligence explaining the various aspects to be considered for due diligence related to mergers and acquisitions.

**OR**

**b)** Discuss the provisions relating to levying of stamp duty in case of merger and amalgamation pre and post Companies Act, 2013. Support your answer with the help of relevant case laws.

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**B.B.A. LL.B. (FIVE YEAR DEGREE COURSE) (CBCS - 2015 COURSE)**

**B.B.A. LL. B. Sem - VII : WINTER- 2022**

**SUBJECT : RIGHT TO INFORMATION**

Day : Monday

Time : 10:00 AM-12:30 PM

Date : 21-11-2022

**W-12559-2022**

Max. Marks : 60

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**N.B.:**

- 1) All questions are **COMPULSORY**.
  - 2) All questions carry **EQUAL** marks.
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**Q.1** “The Right to Information Act provides for Right to Information for citizens to secure access to Information and under the control of public authorities in order to promote transparency and accountability in working of every public authority.” Discuss the aims and objectives of the Right to Information Act with recent examples.

**OR**

Discuss salient features of the Official Secrets Act, 1923.

**Q.2** Define ‘Public Authorities’. Explain the provisions relating to ‘Public Authorities’ under the Right to Information Act, 2005.

**OR**

“The Freedom of Information Act, 2000 is an Act of parliament of the United Kingdom that create a public ‘right to access’ to information held by Public Authorities”. Discuss the provisions relating to right to access under the Act.

**Q.3** Write short note on:

- a) Power and functions of Informational Commissioner
- b) Constitution of Central Information Commission

**OR**

“Right to Privacy is an integral part Art. 21 of the Constitution of India”. Discuss.

**Q.4** “The Police Authorities are obliged to provide the copy of the FIR on an RTI application, unless and appropriate authority decides it is exempted under Sec. 8 of the RTI Act”. Critically evaluate.

**OR**

Discuss the provisions relating to offences and penalties under the Right to Information Act, 2005.

**Q.5** Write a note on:

- a) Provisions relating to RTI in USA Laws
- b) Provisions relating to RTI in Rome Convention

**OR**

“E-Governance is the application of Information and Communication Technology (ICT) for delivery government services, exchange of Information, Communication transactions, etc”. Elaborate the applicability of Right to Information Act to Electronic Governance.

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