(LLB50110/BLB90110)

LL.B/B.A. LL.B DEGREE EXAMINATION,
NOVEMBER 2017.

V/IX Semester

Paper–I: CIVIL PROCEDURE CODE AND LIMITATION ACT

(Regulation 2010–11)

Time : Three hours Maximum : 100 marks

PART A – (6 × 4 = 24 marks)

Answer any SIX questions.

1. Res subjudice

2. General Principles of Execution

3. Arrest and Detention

4. Garnishee Order

5. Special provisions regarding sale of property

6. Affidavit

7. Representative suit

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8. Set-off

9. Final decree

10. Sufficient cause

PART B – (2 × 18 = 36 marks)

Answer any TWO questions.

11. Under what circumstances can a Reference are made? How does it differ from Review, Revision and Appeal.

12. What do you mean by Summon? What are its essential elements? State in brief various modes of service of summons on defendant. How Summons is served in particular cases. Explain the rules regarding service of Summons. Can the service of Summons be treated as sufficient if the party refuses to accept the summon?

13. Explain the different kinds of interim orders and in which circumstances a receiver can be appointed.

14. What is the procedure followed for attachment of property under execution proceedings? Enumerate the properties that cannot be attached?

PART C – (2 × 20 = 40 marks)

Answer any TWO questions.

15. Panda is the Priest of a Temple. Rama Rao is head of the Trust board of the Temple, which owns large tracts of land. One Mr. Vasu who owns a nearby field encroaches upon a portion of the temple land. Who can file the suit against Vasu.

16. A police officer was dismissed from services. He filed a suit and challenged the dismissal on the ground that he was not given any notice before dismissal. The suit was dismissed. Now he wants to file another suit on the ground that he was dismissed by Deputy Inspector General of Police, who is below the rank of his appointing authority i.e., Inspector General of Police. Discuss.

17. R sues S and T on a Promissory note. S is the principal debtor and T is the surety. An exparte decree is passed against both. S alone applies to set aside the decree and shows sufficient cause for his absence. Advise T.

18. A files an Execution petition. The executing court finds the terms of the 'Decree' as ambiguous and wants to construe the 'Decree' to ascertain precise meaning. Can it do so? Advise A.

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(LLB50210/BLB90210)

LL.B./B.A. LL.B. DEGREE EXAMINATION.
NOVEMBER 2017

Fifth/Ninth Semester

Paper – II – CRIMINAL PROCEDURE CODE, JUVENILE JUSTICE ACT AND PROBATION OF OFFENDERS ACT

(Regulation 2010–11)

Time : Three hours Maximum : 100 marks

PART A — (4 × 6 = 24 marks)

Answer any FOUR questions.

1. What is the object of Cr.P.C.?

2. Cognitable and Non–Cognitable offences

3. Investigation

4. Inquiry and Trial

5. Functionaries under the code

6. Legal Aid

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7. Juvenile Delinquency

8. Summons cases, warrant cases.

9. Case Diary

10. Discharge and Acquittal

PART B — (2 × 18 = 36 marks)

Answer any TWO questions.

11. Discuss the nights of the arrested person under criminal procedure code.

12. State briefly the procedure to be followed in the trial of session's case.

13. Explain the importance of F.I.R. and state its evidentiary value.

14. Who are the persons entitled to maintenance under the code of criminal procedure?

PART C — (2 × 20 = 40 marks)

Answer any TWO questions.

15. 'Z' is arrested by a private person. He is detained for three days and then handed over to nearest police officer. Examine the validity of the arrest.

16. Savitha stated in the FIR that Rajesh killed Mahesh. But at the time of the trial she said that she could not identify Rajesh. What can be done?

17. X's house was searched by police without warrant. 'X' raised an objection that the search is illegal as nothing could be traced from his house. Is the search legal on illegal?

18. 'X' a woman, who is sentenced to death is found to be pregnant. Advise 'X'.

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(LLB50310/BLB90310)

LL.B/B.A., LL.B. DEGREE EXAMINATION,
NOVEMBER 2017.

Fifth/Ninth Semester

Paper III — LAWS OF EVIDENCE

(Regulation 2010-11)

Time : Three hours Maximum : 100 marks

PART A — (6 × 4 = 24 marks)

Answer any SIX questions.

1. Fact in issue.
2. Motive.
3. Document.
4. Expert evidence.
5. Public document.
6. Dowry death.
7. Confession.
8. Res Gestate.
9. Direct evidence.
10. Dying declaration.

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PART B — (2 × 18 = 36 marks)

Answer any TWO questions.

11. Explain rules relating to 'Burden of proof with relevant case laws.

12. Explain the Doctrine of Estoppel and discuss the validity of promissory Estoppel.

13. Discuss the general principles relating to competency and compellabity of witness.

14. Define confession and distinguish it from admission. Discuss when confessions are valid.

PART C — (2 × 20 = 40 marks)

Answer any TWO questions.

15. A person, who was accused of murder was threatened by the villagers that if he does not make the confession, he would be sent to jail on which he made confession. Discuss the legal validity of the said confession.

16. The Government of India in order to encourage export of woollen garments to Afghanistan had announced certain concessions with regard to the import of certain raw materials etc., and subsequently only partial concessions were extended by the Government. Discuss the liability of the Government.

17. S studied B.Sc. course and declared to have passed by the concern University Basing on the B.Sc. marks she joined in M.Sc. course in the same university. When S was in the second year of M.Sc., she rescued a notice from the university stating that her B.Sc degree result was wrongly declared and in fact, she failed in two papers. As a result university wants to cancel her admission in the M.Sc. course. Advise S.

18. To prove his case X wants to submit xerox copies of all document before the court, the rejected to admit those documents. Discuss the relevancy of proof and admissibility of xerox copies in this case.

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(LLB50410/BLB90410)

LL.B./B.A. LL.B. DEGREE EXAMINATION,
NOVEMBER 2017

Fifth / Ninth Semester

Paper IV — ARBITRATION, CONCILIATION AND ALTERNATIVE DISPUTE RESOLUTION SYSTEM

(Regulation 2010-11)

Time : Three hours Maximum : 100 marks

PART A — (6 × 4 = 24 marks)

Answer any SIX questions.

1. Judicial settlement.

2. Arbitration.

3. Administration Tribunal.

4. Legal Services Authority.

5. Appeal.

6. UNCTIRAL.

7. NGO.

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8. Consumer Protection.

9. Gram Sabhas.

10. Domestic Award.

PART B — (2 × 18 = 36 marks)

Answer any TWO questions.

11 Explain the objectives and functions of Lokpal and Lokyukta.

12. What are the grounds for setting a die of arbitral awards and discuss with a Laws?

13. Discuss the appointment of conciliators and his powers and functions.

14. Define and distinguish Judicial seller and alternative dispute resolution.

PART C — (2 × 20 = 40 marks)

Answer any TWO questions.

15. Inspite of prior Arbitration agreement to refer any future dispute to Arbitration between X and Y, Y approached the court for resolution of dispute instead of Arbitration according to the agreement. X objected the same. Advise X.

16. Raghu and Rani who are wife and husband wanted to refer their divorce matter to the Lok Adalt. They want to apply for divorce Lok Adalat. Discuss the legal validity of Lok Adalat's Jurisdiction.

17. Arbitral Award was passed on 20th January 2017. Madhav one of the party to the said proceedings filed on application to setaside a Arbitral Award before the court on 21st May 2017 on the grounds of misconduct of an arbitrator. Sam the adverse party objected. Decide.

18. X and Y referred a dispute to arbitration During the proceeding of arbitration X dies, his legal heirs wants to add themselves to the arbitral proceedings in place of X-Y objected. Decide.

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(LLB50510/BLB90510)

LL.B/B.A. LL.B. DEGREE EXAMINATION,
NOVEMBER 2017.

Fifth/Ninth Semester

Paper V — LAWS OF INSURANCE

(Regulation 2010-2011)

Time : Three hours Maximum : 100 marks

PART A — (6 × 4 = 24 marks)

Answer any SIX questions.

1. Modes of payment of Premium.
2. Proximate cause.
3. Insurable interest in life insurance.
4. Kinds of life policies.
5. Reinstatement.
6. Deviation.
7. Warranties.
8. Proximate cause.

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9. Third party insurance.

10. Burglary Insurance.

PART B — (2 × 18 = 36 marks)

Answer any TWO questions.

11. Explain the doctrine of utmost good faith.

12. Who is nominee? Discuss the legal status of nominee with the help of decided cases.

13. Explain the doctrine of subrogation and contribution in case of fire insurance.

14. What are the different kinds of Marine Policies? Explain the major clauses of Voyage Policy.

PART C — (2 × 20 = 40 marks)

Answer any TWO questions.

15. 'A' insured his life for ten lakhs and assigned the policy to his wife. After the death of 'A' the creditors of A wanted to attach the policy amount in discharge of the debt taken by him. Decide.

16. X insured his house worth of twenty lakhs with three insurers for ten, five and five lakhs. In a fire accident house was destroyed to the tune of five lakhs. State the liability of insurers. Can insured claim entire amount from one insurer?

17. A taxi owner effected an insurance immediately after it met with an accident, without disclosing the information to the underwriter and filed a claim for the loss. Can the underwriter avoid liability?

18. X, a ship was insured for its voyage from Bombay to London. On its way it receives information that another ship called Y at a distance is in deep distress and needs immediate help. X reaches to Y and after extending the aid it returns to its original route but before it reached London met with an accident. A claim made by the proprietors of ship is turned down by the insurance company on the wound that there was a deviation. Decide.

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