

2018-19

2019

[LLB – 301]

AT THE END OF THIRD SEMESTER

Paper – I : Property Law

(Including Transfer of Property Act and Easements Act)

(W.e.f. Admitted Batch 2016-17)

Time: 3 Hours

Maximum Marks: 75

PART A — (5 × 3 = 15 marks)

(Short Answer Questions)

Answer any FIVE questions.

Each question carries 3 marks.

1. (a) ✓ Attestation.
- (b) Rule against perpetuity.
- (c) Doctrine of feeding the grant by estoppel.
- (d) Subrogation.
- (e) ✓ Lease.
- (f) Onerous Gift.
- (g) Charge.
- (h) (i) Simple mortgage.
- (i) ✓ Contract for Sale.
- (j) ✓ Essentials of Exchange.



PART B — (4 × 10 = 40 marks)  
(Essay Type Questions)

Answer ALL questions.

Each question carries 10 marks.

2. (a) Define 'Mortgage'. Different kinds of mortgages. Distinguish between English mortgage and Mortgage by Conditional Sale.

Or

- (b) Who is an unborn person? Explain in detail the Rule against perpetuity.

3. (a) What is meant by Marshalling and Contribution? Explain these two with illustrations.

Or

- (b) What is Donatio Mortis Cause? Explain the essential conditions and different kinds of Gifts.

4. (a) Define Lease and discuss Rights and Liabilities of Lessor and Lessee.

Or

- (b) Explain the characteristics of "Actionable claims" in detail.

5. (a) Explain vested and contingent interest with illustrations.

Or

- (b) Define Sale and explain its essential features. Discuss the rights and liabilities of Seller and Buyer.

PART C — (2 × 10 = 20 marks)

Answer any TWO questions.

Each question carries 10 marks.

6. (a) 'A' filed a suit impeaching a sale of estate by 'B' to 'C' claiming to be the heir. During pendency of the suit, 'C' transferred it to 'D' who had no notice of the suit. Decide the validity of such transfer.

- (b) A person has been using a path/way across his neighbours land for nearly 25 years. Can he claim an easement right in respect of such path? Discuss.

- (c) A, makes a gift to X, Y and Z. X and Y accept while Z refuses what happens to the gift?



(d) A and B are owners of property 'X' and 'Y' valued at Rs.5 lakhs and Rs.10 lakhs respectively. Both jointly execute a mortgage in favour of 'C'. Can 'A' redeem his property 'X' on repayment of his proportionate debt?

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Maximum Marks: 75

PART A — (5 × 3 = 15 marks)

(Short Answer Questions)

Answer any FIVE questions.

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1. (a)  Attestation.
- (b)  Rule against perpetuity.
- (c)  Doctrine of feeding the grant by estoppel.
- (d)  Subrogation.
- (e)  Lease.
- (f)  Onerous Gift.
- (g)  Charge.
- (h)  Simple mortgage.
- (i)  Contract for Sale.
- (j)  Essentials of Exchange.



(d) A member of a registered trade union has caused damage to the Business of an employer to promote a trade dispute. Whether it amounts to the breach of a contract of employment? Is he immune from liability for loss caused to the employer? Suggest.

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AT THE END OF THIRD SEMESTER

Paper - II : Labour and Industrial Law - I

(W.e.f. Admitted Batch 2016-17)

Time: 3 Hours

Maximum Marks: 75

PART A — (5 × 3 = 15 marks)

(Short Answer Questions)

Answer any FIVE questions.

Each question carries 3 marks.

1. ~~(a)~~ Standing order.
- ~~(b)~~ Closure. *2 (1 & 1)*
- ~~(c)~~ Industry. *2 (2)*
- (d) Award and Settlement.
- ~~(e)~~ Lock out. *2 (2)*
- ~~(f)~~ Works Committee.
- (g) Domestic enquiry.
- (h) Welfare State.
- (i) Dissolution of Trade Unions.
- (j) Retrenchment.



PART B — (4 × 10 = 40 marks)  
(Essay Type Questions)

Answer FOUR questions.

Each question carries 10 marks.

2. (a) "Trade unions in India were born in politics, they are living in politics and will continue to live in politics". Comment while tracing history of Trade Union Movement in India.

Or

(b) "Define Trade Union" and discuss the scope of immunity of Trade Unions from Civil and Criminal Liability.

3. (a) What are the powers of "Conciliation Officer" under the Industrial Disputes Act, 1947.

Or

(b) Discuss the Law relating to Lay-off, Retrenchment and closure under the Industrial Disputes Act, 1947. *2 (cc)*

4. (a) Define the term "Industry". State whether Municipal Corporation is an Industry or not.

Or

- (b) What is the role of standing orders in an Industry? How are the standing orders certified and modified?

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5 (a) Explain the concept of collective bargaining and its essential characteristics and conditions for the success of collective bargaining.

Or

- (b) What is the procedure to conduct the Domestic enquiry?

PART C — (2 × 10 = 20 marks)

Answer any TWO questions.

Each question carries 10 marks.

6. (a) An application for Registration of Trade Union has been made. But the Registrar refuses to register. What is the remedy open to the aggrieved person?

- (b) There is a dispute between employer and workers in an Industry. The workers refused to work and stoppage occurred for about an hour? Whether it would amount to strike or not? Decide.

(c) Mr. 'A' works in a solicitor's office. Whether 'A' comes within the purview of workman. In case he was refused to be paid, would he entitle to settle this issue under the provision of the Industrial Disputes Act, 1947.

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~~(d)~~ 'N' a minor was registered as a share holder. After attaining majority he received dividends from the company. Subsequently, the company went into liquidation. 'N' denies liability as a shareholder. Decide.

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Paper - III : Company Law

(W.e.f. Admitted Batch 2016-17)

Time: 3 Hours

Maximum Marks: 75

PART A — (5 × 3 = 15 marks)

(Short Answer Questions)

Answer any FIVE questions.

Each question carries 3 marks.

1. ~~(a)~~ Essential characteristics of company.  
~~(b)~~ Lifting the corporate veil.  
(c) Indoor management.  
(d) Independent Directors.  
~~(e)~~ Ultra vires.  
~~(f)~~ Defunct companies.  
~~(g)~~ Powers of Liquidator.  
(h) Dividends.  
(i) Transfer of Shares.  
(j) MNC.

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PART B — (4 × 10 = 40 marks)

Answer ALL questions.

Each question carries 10 marks.

2. (a) What is meant by allotment of shares? Explain statutory restrictions and general principles of allotment of shares.

Or

(b) Explain the fundamental clauses of Memorandum of Association of a company.

3. (a) Discuss critically the position of the Directors of a company.

Or

(b) What do you understand by 'Floating charges? How does it differ from Fixed Charges? When does floating charge become a Fixed Charge?

4. (a) Briefly explain the collaboration agreements for technology transfer?

Or

(b) Damages for deceit is one of the remedy for misrepresentation in the prospectus. Elucidate.

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5. (a) When may the court order that winding up shall be subject to the supervision of the court?

Or

(b) What are the circumstances under which a company can be wound up?

PART C — (2 × 10 = 20 marks)

Answer any TWO questions.

Each question carries 10 marks.

6. (a) The board of directors of Ratnakar Ltd. met only three times in the previous year. A fourth meeting was adjourned twice for lack of quorum. Does this constitute a violation of company Act?

(b) A husband and wife, who were the only two members of private limited company, were shot dead by dacoits. Does the company also die with them? Elucidate with a relevant case law?

(c) 'A' holds almost all shares except one in Timber Company and he was substantial creditor also. 'A' insured the company's timber in his own name. Timber having been destroyed by fire, he claims compensation from the insurance company. Will he succeed, illustrate?

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appellate authority. Thus, no evidence is allowed at this State. Discuss the action of the Chief Commissioner in the light of decided case law.

(d) X passport was impounded that he was going to involve in antisocial activities without assigning any reasons. Advice X.

*Examined*  
*Personal*  
*Subject*

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AT THE END OF THIRD SEMESTER

Paper - IV : Administrative Law  
(W.e.f. Admitted Batch 2016-17)

Time: 3 Hours Maximum Marks: 75

PART A — (5 × 3 = 15 marks)  
(Short Answer Questions)

Answer any FIVE questions.  
Each question carries 3 marks.

1. (a) Rule of Law.  
(b) Contractual Liability.  
(c) Administrative Tribunals.  
(d) Quo-Warranto.  
(e) Doctrine of Pleasure. - 301  
(f) Judicial Review.  
(g) Speaking orders.  
(h) Welfare State.  
(i) Delegated Legislation.  
(j) Ombudsman.



PART B—(4 × 10 = 40 marks)

Answer FOUR questions.

Each question carries 10 marks.

2. (a) One of the most outstanding developments of the present century is the growth of the legislative powers of the Executive. Comment on the scope of delegated legislation.

Or

(b) Discuss the various facets of the Doctrine of 'Rule of Law'.

3. (a) What are the tests to be applied for determining a quasi-judicial function? Can it be inferred from circumstance?

Or

(b) Make a comparative study of the writ jurisdiction of the Supreme Court and High Courts.

4. (a) Distinguish between Contractual Liability and tortious Liability.

Or

(b) Discuss how violation of 'Principles of natural justice' as a ground for judicial control of administrative action.

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5. (a) What do you understand by abuse of discretion? Explain various grounds of abuse of discretion with the help of case law.

Or

- (b) What do you mean by Public undertakings? What are its types? Discuss judicial control over public undertakings.

PART C—(2 × 10 = 20 marks)

Answer any TWO questions.

Each question carries 10 marks.

6. (a) The Bar Council of India through its rules prohibited enrolment as advocate if there is a gap of more than 10 years from the date of obtaining law degree. 'X' a law graduate wants to challenge the constitutionality of the rule. Advice.

(b) 'A' a student of LL.B. While moving in the university campus was hit by an Army vehicle belonging to NCC Unit in the campus. In a suit for compensation the commandant of NCC claims sovereign immunity. Discuss and Advice 'A'.

(c) The Chief Commissioner of Income Tax A.P. refused permission to produce fresh evidence before him, on the ground that he was an

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- (d) 'X' state allotted a public park to a private individual constructed of a five star hotel. 'B' a resident of the neighboring state challenged the allotment as it affecting the environment. Examine the locus standi of 'B'.
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AT THE END OF THIRD SEMESTER

Paper - V : Interpretation of Statutes and  
Principles of Legislation

(W.e.f. Admitted Batch 2016-17)

Time: 3 Hours

Maximum Marks: 75

PART A — (5 × 3 = 15 marks)

(Short Answer Questions)

Answer any FIVE questions.

Each question carries 3 marks.

1. ~~(a)~~ Doctrine of Judicial Review.
- ~~(b)~~ Doctrine of Basic structure.
- ~~(c)~~ Doctrine of Pity and structure.
- ~~(d)~~ Doctrine of Eclipse.
- ~~(e)~~ Supreme Court not bound by its law decisions.
- ~~(f)~~ Referential legislation.
- ~~(g)~~ Schedules.
- ~~(h)~~ Illustrations.
- ~~(i)~~ Contemporanea exposito.
- ~~(j)~~ Non-obstante clause.



PART B — (4 × 10 = 40 marks)

Answer FOUR questions.

Each question carries 10 marks.

2. (a) "It is the duty of the courts to promote the intention of the legislature" Explain referring to decided cases.

Or

(b) "The language of the statute should be read as it is" - Comment using to decided cases.

3. (a) Critically examine the "Rule of Literal Constated"

Or

(b) "The Statute renebed be constructed to make it effective and workable" Comment.

4. (a) Explain "Mischief Role" of purposive construction.

Or

(b) "Referring to decided cases explain the doctrine of Harmanious Construction.."

5. (a) Explain the rules of interpretation of "Mandatory and Directory" Statues.

Or

(b) Analyse the difference between "Noscitur a sociis and ejusdem generis." *of same kind*

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PART C — (2 × 10 = 20 marks)

Answer any TWO questions.

Each question carries 10 marks.

6. (a) 'X' state passed a law for land acquisition. When it was contested before the court the court found same infirmity in the Act. Subsequently this Act was amended and it was given restrospected operation. This retrospective operation was challenged before the court as unconstitutional - Comment and decide.

(b) 'X' state enacted a law stating that the tenant or a land lord can acquire the rights, title and interest of the land when is the land of the tenancy used by view on payment of compensation as per the Act. 'X' state argued that this law will not apply to lands ceased by the state. - Decide.

(c) A state law empowered the state to regulate the "Affairs of the Temple" This law was challenged on the grand that under the guise of the "Affairs of the temple" The state is interfering with the Religious affairs of the temple" - Decide.

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