

B.B.A. LL.B. (5 Year Degree Course) SEM-VII (2015 Course) :

SUMMER - 2019

SUBJECT: CIVIL PROCEDURE & LIMITATION ACT

Day: Tuesday
Date: 02/04/2019

Time: 02.00 PM TO 05.00 PM
Max. Marks: 60

S-2019-1550

N.B.:

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

Q.1 a) Explain the meaning of jurisdiction and enumerate the kinds of jurisdiction.

OR

- b)** Write notes on any **TWO** of the following:
- i) Doctrine of constructive res-judicata
 - ii) Stay of suits
 - iii) Summons

Q.2 a) Explain the rules relating to Pleadings.

OR

- b)** Write notes on any **TWO** of the following:
- i) Arrest and detention
 - ii) Ex-parte Decree
 - iii) Interim injunction

Q.3 a) What is attachment of property? What are the properties that can be attached and what properties cannot be attached by a civil court.

OR

- b)** Write notes on any **TWO** of the following:
- i) Affidavit
 - ii) Decree
 - iii) Suit by and against Government

Q.4 a) "A" is a tradesman in Calcutta. "B" carries on business Delhi. B by his agent in Calcutta buys goods of A and request him to deliver them to Railway company. A delivers the goods accordingly. B has not paid the amount for the goods. Advise A as to where he can institute a suit against B.

b) Evaluate the following case law- Secy. to Government of Orissa Vs Sarbeswar Rout.

OR

- a)** Evaluate the following case law- State of U.P. Vs. Nawab Hussain.
- b)** "A" sues "B" for rent due. The defense of B is that no rent is due. Here the claim to rent is the matter is respect of which the relief is claimed. Decide whether the claim to rent is a matter directly substantially in issue.

Q.5 a) Discuss limitations bars remedy with appropriate illustration.

OR

- b)** Write note on:
- i) Legal disability
 - ii) Condonation of delay

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