

**B.B.A. LL.B. (5 YEAR DEGREE COURSE) SEM-VIII (2009
COURSE) : SUMMER - 2018**

**SUBJECT : OPTIONAL – IV: b) TRUSTS, EQUITY AND
FIDUCIARY RELATIONSHIP**

Day : **Friday**
Date : **27/04/2018**

S-2018-1255

Time : **02.30 PM TO 05.30 PM**
Max. Marks : 80

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.
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- Q.1** Write short note on **ANY FOUR** of the following:
- a) Justification of equity
 - b) Equality is equity
 - c) Equity and Common law
 - d) Delay defeats equity
 - e) Equity will not suffer the wrong
 - f) Equity acts in personam
- Q.2** “The duties of Trustee imply & absolute obligation to do or to abstain from doing a certain act”. Discuss the above statement under the Indian Trust Act, 1882 in the light of duties of trustees.
- Q.3** Explain and illustrate the various classifications of trust under the Indian Trust Act, 1882
- Q.4** “The beneficiary has as such no estate or interest in the subject matters under the Indian Trust Act, 1882, but has certain rights”. Comment on the above statement.
- Q.5** “A trust to be valid must be created for the lawful purpose”. Elaborate the above statement with the help of relevant provisions of the Indian Trust Act, 1882.
- Q.6** Elaborate the concept of “charitable purpose” under the Bombay Public Trust Act, 1950? Discuss with the help of relevant case laws.
- Q.7** Define” Public Trust”. Discuss the provisions relating to suspension, removal and dismissal of trustee of a public trust under Bombay Public Trust Act, 1950.
- Q.8** Elaborate the procedure and power of Charity Commissioner to frame amalgamate & modify the schemes under the Bombay Public Trust Act, 1950.
- Q.9** Explain the provisions relating to an alienation of immovable property of public trust with the relevant provisions of the Bombay Public Trust Act, 1950.
- Q.10** Write note on
- a) Dharmada
 - b) Change report

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