

B. A. LL. B. (5 Year Degree Course) Sem-VIII (2009 Course) :
WINTER - 2018

SUBJECT : TRUSTS, EQUITY & FIDUCIARY RELATIONSHIP

Day : Wednesday
Date : 31/10/2018

W-2018-1487

Time : 10.00 AM TO 01.00 PM
Max. Marks : 80

N.B.:

- 1) Attempt **ANY SIX** questions in all **Q.No.1** is **COMPULSORY**.
 - 2) **Q.No.1** carries **20** marks and all other questions carry **12** marks each.
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Q1 Write short notes on **ANY FOUR** of the following:

- a) Fiduciary relations
- b) Jurisdiction of Equity
- c) Construction trusts
- d) Equity acts in personam
- e) Equity looks to the intent rather than form
- f) He who comes to equity must do equity

Q.2 Define Trust. Evaluate the relevant provision of Indian Trust Act, 1882 in relation to the creation of valid trust of immovable property.

Q.3 Define 'Breach of Trust'. What are the liabilities of the trustee for breach of trust under the Indian Trust Act, 1882?

Q.4 Discuss the rights and liabilities of beneficiary under the Indian Trust Act, 1882 with the help of appropriate illustration.

Q.5 Discuss the provisions relating to disabilities of trustees under the Indian Trust Act, 1882.

Q.6 Write the provisions of relating to alienation of immovable property of a public trust under the Bombay Public Trust Act, 1950.

Q.7 "Charity Commissioner may suspend, remove or dismiss any trustee of a public trust". Elaborate the statement with reference to Bombay Public Trust Act, 1950.

Q.8 Critically evaluate the doctrine of 'Cypress'.

Q.9 Elaborate the procedure of registration of public trust explain under the Bombay Public Trust Act, 1950.

Q.10 Write a note on:

- a) Public Trust Administration Fund
- b) Charitable purpose

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