

B. A. LL. B. (5 Year Degree Course) Sem-VIII (2009 Course) :
WINTER - 2017

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

Day : Wednesday
Date : 11/10/2017

W-2017-1216

Time : 10.00 AM TO 01.00 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.

- Q.1** Write short note on **ANY FOUR** of the following:
- a) He who seeks equity must do equity
 - b) Ubi jus ibi remedium
 - c) Equity and common law
 - d) He who comes in equity must come with clean hands.
 - e) Jurisdiction of equity
 - f) Delay defeats equity
- 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** “The office of a trustee is vacated by his death or by his discharge from his office.” Examine the above statement with the help of relevant provision of 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”. Explain the rights of beneficiary given under the Indian Trust Act, 1882.
- 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** “The Public Trust is compulsory to register under the Bombay Public Trust Act, 1950” Explain the provisions of the procedure of registration of public trust under the Bombay Public Trust Act, 1950.
- Q.7** Define the term of Public Trust and elaborate the provisions relating to suspension, removal and dismissal of trustee under the Bombay Public Trust Act, 1950.
- Q.8** Discuss the powers of the Charity Commissioner to act for the protection of charities in the light of relevant provisions of the Bombay Public Trust Act, 1950.
- Q.9** Enumerate the provisions of Public Trust Administration Fund under the Bombay Public Trust Act 1950.
- Q.10** Write detail note on
- a) Math
 - b) Change report

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