

B.B.A. LL.B (5 Year Degree Course) SEM- X (2009 COURSE): Winter-2021
SUBJECT: CIVIL PROCEDURE CODE & LIMITATION ACT

Day: Wednesday
Date: 15-12-2021

Time: 10:00 AM-01:00 PM
Max. Marks: 80

W-5026-2021

N.B.:

- 1) **Q. No. 1 and Q. No. 10 is COMPULSORY.**
- 2) Attempt any **SIX** questions.
- 3) **Q. No. 1** is carries **20** marks and all other carry **12** marks each.

Q.1 Write short notes on any **FOUR** of the following:

- a) Meaning of Civil Procedure
- b) Evolution of Civil Procedure from 1712 to 1911
- c) Cause of action
- d) Difference between Estoppel and Res Judicata
- e) Constructive Res Judicata
- f) Written Statement

Q.2 Discuss the nature and scope of Civil Procedure Code, 1908.

Q.3 “The doctrine of Res Judicata is one of the oldest doctrines in the history of the world”. Discuss the meaning and origin of the Doctrine of *Res Judicata*.

Q.4 “Pleadings are specific documents filed by the parties in a lawsuit which state the position of the parties in the litigation”. What are the purpose of the system of the pleading?

Q.5 Discuss the provisions relating to ‘Institutions of Suit’ under the Civil Procedure Code, 1908.

Q.6 Define ‘Plaint’. Discuss the particulars, additional particulars and procedure for admission of the Plaint under Code of Civil Procedure, 1908.

Q.7 Discuss the Scope of ‘Examination of Parties’ by court under order X of the Code of Civil Procedure, 1908.

Q.8 Explain the concept of ‘execution’ and discuss the powers for execution of decrees.

Q.9 Explain the concept and meaning of ‘Appeal’, ‘Review’ and ‘Revision’ under Civil Procedure Code, 1908.

Q.10 “The basic concept of limitations is relating to fixing or prescribing of the time period for barring Legal Actions”. Discuss in detail the aim and objectives of the Limitation Act with recent case laws.