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B.A. LL.B (Semester-VIII)
EXAMINATION October 2019
Civil Procedure Code & Limitation Act

[Duration : Three Hours]

[Max. Marks : 100]

Please check whether you have got the right question paper.

Instructions:

1. Answer **ANY EIGHT** questions from no.1 to 12.
2. Questions no.13 and no. 14 are **COMPULSORY**.

1. Discuss the principle of Res Judicata under the provisions of the Civil Procedure Code. (8x8=)
2. 'A civil court has jurisdiction to try all suits of a civil nature unless their cognizance is either expressly or impliedly barred'. Explain this statement in the light of pecuniary and territorial jurisdiction of the civil courts.
3. What is a Representative suit? It is different from an ordinary suit? Justify your answer.
4. Explain the provisions of the Code dealing with appearance and non-appearance of the parties in a suit.
5. Discuss pleadings. Can the pleadings be amended by the parties? Give sufficient reasons for your answer.
6. Discuss the cardinal principle on which the law of temporary injunctions is based.
7. Explain the procedure for institution of suit by or against the Government or public officers under the provisions of the Civil Procedure Code.
8. Explain the provisions relating to Second Appeal. Enumerate the powers of the Appellate Court with regard to it.
9. What is 'Sufficient cause'? Explain the provisions relating to it as provided under the Limitation Act, 1963.
10. What is meant by Execution? Explain the various modes of execution of a decree of the civil court.
11. Highlight the various grounds on which the power of Review could be exercised. Also discuss the fundamental difference between Review and Revision.
12. Who is an indigent person under the provisions of the Code? How does Civil Procedure Code protects the interest of such persons?
13. Write short notes on (ANY TWO) (2x3=6)
 - a. Order
 - b. Mesne profits
 - c. Interpleader suit
14. Answer ANY TWO of the following. (2x2.5=)
 - a. Interrogatories
 - b. Foreign courts
 - c. Caveat

B.A.LL.B (SEMESTER VIII) EXAMINATION APRIL 2019
CIVIL PROCEDURE CODE AND LIMITATION ACT

Duration: 3 HOURS

TOTAL MARKS: 75

Instructions: (1) Answer **ANY EIGHT** questions from 1 to 12

(2) Question o. 13 and 14 are **COMPULSORY (8X8=64)**

- 1) Explain the provisions of the Code dealing with appearance and non-appearance of the parties in a suit.
- 2) Examine the procedure for addition, substitution and joinder and non joinder of Parties.
- 3) Discuss the cardinal principle on which the law of temporary injunction is based.
- 4) Who is an indigent person under the provisions of the code? How does Civil Procedure Code protects the interest of such persons?
- 5) Explain the 'arrest and detention' as an Interim order.
- 6) Discuss the procedure relating to appeal from an original decree. What are the powers of the appellate court in entertaining such appeal?
- 7) 'Law of Limitation only extinguishes the right but does not bar the remedy' Explain
- 8) Examine the procedure for appointment of Commissioner and discuss the powers and duties of the Commissioner.
- 9) Highlight the various grounds on which the power of Review could be exercised. Also discuss the fundamentals difference between Review and Revision.
- 10) Explain the procedure for institution of the suit by or against the Government or Public officer under the provisions of the Civil Procedure Code.
- 11) What is 'Sufficient cause'? Explain the provisions relating to it as provided under the Limitation Act, 1963.
- 12) Explain the concept of Constructive Res Judicata'
- 13) Write Short notes on (ANY TWO) (2x3=6)
(a) Reference (b) Death, marriage and insolvency of parties (c) Receiver
14. Answer ANY TWO of the following: (2x2.5=5)
(a) Consent decree (b) Foreign court (c) pleadings



BALBA – 718

B.A. LL.B. (Semester – VIII)) Examination, October 2018
CIVIL PROCEDURE CODE AND LIMITATION ACT

Duration : 3 Hours

Total Marks : 75

Instructions : 1) *Question 13 and 14 are compulsory.*
2) *Answer any 8 questions from Q. No. 1 to 12.*

(8×8=64)

1. What is a plaint ? What are the contents of the plaint ?
2. Explain in detail principle of Res-subjudice.
3. Explain various modes of serving summons.
4. Explain fully the provisions regarding the 'Place of suing' in respect of suits under civil procedure code.
5. Define Decree. Distinguish between preliminary Decree and final decree.
6. What is meant by Set-off and counterclaim ? Distinguish between them.
7. Explain the scope of Review and reference under civil procedure code.
8. Explain the provisions relating to arrest and detention in civil cases.
9. Define appeal. Distinguish between appeal and revision.
10. What is interpleader suit ? Explain the conditions and procedure relating to interpleader suit.
11. How period of limitation computed in case of disability ? Explain the grounds under condonation under Limitation Act.
12. "Acknowledgement in writing gives rise to a fresh period of limitation". Explain.
13. Write short notes on **any two** : **(2×3=6)**
 - a) Constructive res judicata.
 - b) Caveat.
 - c) Percept.
14. Write short notes on **any two** : **(2×2.5=5)**
 - a) Pauper suit
 - b) Garnishee order
 - c) Inherent powers of a court.



BALBA – 1884

B.A.LL.B. (Semester – VIII) Examination, April 2018
CIVIL PROCEDURE CODE AND LIMITATION ACT

Duration : 3 Hours

Total Marks : 75

Instructions : 1) Question No. 13 and 14 are compulsory. (8×8=64)

2) Answer any 8 questions from Q. No. 1 to 12.

1. Explain general principles relating to the jurisdiction of civil courts under civil procedure code.
2. Describe the rule of Res-judicata as laid down by the civil procedure code.
3. Define suit. Discuss the rules relating to institution of suit.
4. What is written statement ? Under what circumstances can the set-off and Counter claim be pleaded ?
5. Discuss provisions relating to suits by indigent persons under civil procedure code.
6. "Commissioner cannot be appointed for collecting evidence". Explain.
7. What is Interpleader suit ? Explain the conditions and procedure relating to Interpleader suit.
8. Discuss sale of property in execution of a decree under civil procedure code.
9. What do you understand by Ex Parte Decree ? Briefly explain the procedure for setting aside an Ex Parte Decree.
10. What is an Appeal ? Discuss kinds of appeals.
11. Explain effect of acknowledgement under period of limitation.
12. Explain provisions relating to Legal disability under Limitation Act, 1963.
13. Write short notes on **any two**. (2×3=6)
 - a) Mesne profit
 - b) Res subjudice
 - c) Foreign Judgement.
14. Write short notes on **any two**. (2×2.5=5)
 - a) Revision
 - b) Caveat
 - c) Inherent Powers of a court.

BALBA – 0817

B.A.L.L.B. (Semester VIII) Examination, October 2017
CIVIL PROCEDURE CODE AND LIMITATION ACT

Duration : 3 Hours

Total Marks : 75

Instructions : 1) Answer **any eight** questions from 1 to 12.2) Question no. 13 and 14 are **compulsory**.**(8×8=64)**

1. 'A civil court has jurisdiction to try all suits of a civil nature unless their cognizance is either expressly or impliedly barred'. Explain this statement in the light of pecuniary and territorial jurisdiction of the civil courts.
2. Explain the provisions of the code dealing with appearance and non-appearance of the parties in a suit.
3. Examine the procedure for addition substitution and joinder and non joinder of parties.
4. Discuss the cardinal principle on which the law of temporary injunctions is based.
5. What is an Exparte decree ? Can it be set aside ? Examine the procedure for the same.
6. Explain the meaning of set off and counter claim. Give any three points of difference between them.
7. Highlight the various grounds on which the power of Review could be exercised. Also discuss the fundamental difference between Review and Revision.
8. Who is an indigent person under the provisions of the Code ? How does Civil Procedure Code protects the interest of such persons ?
9. Explain the various modes of execution of a decree.
10. Discuss the provisions relating to Second Appeal. How is it different from the First Appeal.
11. 'Law of Limitation only extinguishes the right but does not bar the remedy'. Explain.
12. Explain with reference to the Plaint :
 - a) Particulars in a Plaint
 - b) Amendment of Plaint

BALBA – 0817



13. Write short notes on **(any two)** :

- a) Order
- b) Mesne profits
- c) Interpleader suit

14. Answer **any two** of the following :

- a) Interrogatories
 - b) Foreign courts
 - c) Caveat.
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BALBA – 2117

B.A. LL.B. (Semester – VIII) Examination, April 2017
CIVIL PROCEDURE CODE AND LIMITATION ACT

Duration : 3 Hours

Max. Marks : 75

Instructions : 1) Answer **any eight** questions from Q.No. 1 to 12.
2) Question No. 13 and 14 are **compulsory**.

1. Discuss the principle of Res Judicata under the provisions of the Civil Procedure Code.
2. What are foreign Judgments ? How can they be enforced by the Courts in India ?
3. Explain the provisions of the code dealing with appearance and non-appearance of the parties in a suit.
4. What is a Representative suit ? Is it different from an ordinary suit ? Justify your answer.
5. Examine the effect of Death, Marriage and Insolvency of parties on the suit which is being instituted in the Court.
6. Discuss pleadings. Can the pleadings be amended by the parties ? Give sufficient reasons for your answer.
7. Explain the provisions of the Code with respect to suits by or against Minors and persons of unsound mind.
8. Highlight the various grounds on which the power of reference could be exercised. Also discuss the fundamental difference between reference and Revision.
9. Explain 'arrest and detention of the Judgement debtor' as a mode of execution of a decree under the provisions of the Code.
10. Discuss the provisions relating to First Appeal. What is the fundamental difference between the First and the Second Appeal ?
11. Examine the procedure for appointment of commissioner and discuss the powers and duties of the commissioner.



12. Explain

- a) Return of plaint
- b) Rejection of Plaint.

13. Write short notes on **any two** :

- a) Set off and Counter claim
- b) Sufficient cause
- c) Inherent powers of the court

14. Answer **any two** of the following :

- a) Irregular exercise of Jurisdiction
 - b) Caveat
 - c) Precept.
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BALBA – 1216

B.A.LL.B. (Semester – VIII) Examination, October 2016
CIVIL PROCEDURE CODE AND LIMITATION ACT

Duration : 3 Hours

Max. Marks : 75

Instructions: 1) Answer *any (8)* questions from 1 to 12.
2) Question No. 13 and 14 are *compulsory*.

(8×8=64)

1. Discuss in detail Jurisdiction of Civil Court under Sec.9 of Civil Procedure Code.
2. Discuss the Rule of Res Judicata as laid down by Civil Procedure Code.
3. What is Complaint ? What are the contents of the Complaint ?
4. Explain the Modes of Service of Summons and state what is meant by Substituted Service.
5. What is Written Statement ? Explain the contents of written statement.
6. What is meant by set-off and counter claim ? Distinguish between them.
7. Explain the law relating to arrest and attachment before judgement.
8. Explain provisions relating to sale of properties in execution of decrees.
9. Discuss the provisions relating to suits by indigent persons under Civil Procedure Code.
10. Explain the scope of "Review" and "Reference" under Civil Procedure Code.
11. Explain the ground on which second appeal could be preferred.
12. "When once time has begun to run no subsequent disability or inability to institute a suit stops it" – Comment.
13. Write short notes on **(any two)** : **(2×3=6)**
 - a) Mesne profit
 - b) Representative suit
 - c) Foreign court.
14. Write short notes on **(any two)** : **(2×2.5=5)**
 - a) Caveat.
 - b) Order.
 - c) Revision.



BALBA – 1216

B.A. LL.B. (Semester – VIII) Examination, April 2016
CIVIL PROCEDURE CODE AND LIMITATION ACT

Duration : 3 Hours

Total Marks : 75

Instructions: 1) Answer **any 8** questions from 1 to 12.
2) Question no. 13 and 14 are **compulsory**.

1. "A Civil Court has jurisdiction to try all suits of civil nature excepting the suits of which their cognizance is either expressly or impliedly barred". Discuss.
 2. Discuss the concept of Res judicata and Res subjudice.
 3. What is a plaint ? Give the difference between return of the plaint and rejection of the plaint.
 4. Discuss the provisions in Civil Procedure Code which deal with parties to the suit.
 5. Explain different modes of service of summons to a defendant.
 6. What is meant by set-off and counter claim ? Distinguish between them.
 7. What is execution proceedings and discuss the powers of the executing court ?
 8. What do you understand by an Ex parte decree ? Briefly explain the procedure for setting aside an ex parte decree.
 9. Explain the procedure for appointment of commissioner and discuss powers and duties of commissioner.
 10. What is an Appeal ? Distinguish between First Appeal and Second Appeal.
 11. "Acknowledgment in writing gives rise to fresh period of Limitation". Explain.
 12. Discuss the concepts of 'Review and reference with reference to the Civil Procedure Code.
 13. Write short notes on **(any two)** :
 - a) Decree
 - b) Inherent Powers of a Civil Court
 - c) Attachment before Judgement.
 14. Write short notes on **(any two)** :
 - a) Condonation of delay
 - b) Garnishee order
 - c) Judgement.
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