



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.

P.T.O.



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.
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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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