

27/11/24

NOV 2024

Total No. of Questions: 03

Seat No.:



D.E.S.'s SHRI NAVALMAL FIORDIA LAW COLLEGE, PUNE

B.B.A.LL.B. (Semester-IX)

Fifth Year of Five Year Law Course

Name & Code – Civil Procedure Code [LC 0901]

(2017 Pattern) (Theory) (Revised)

Time: 3 Hours

Max. Marks: 80

Instructions to the candidates:

- * All questions are compulsory.
- * Figures to the right indicate full marks.

A) Attempt Any 3 questions from the following:

(15 x 3)

1. The plaintiff in his plaint must include the whole of his claim he wishes to seek from the court. Examine the provisions in light of the frame of suit.
2. What are pleadings? Explain the provisions relating to pleading under Civil Procedure Code, 1908.
3. What is an issue? Explain the provisions relating to framing of issues and striking of issues by the court.
4. What is temporary injunction? What are the cases in which temporary injunction may be granted? What is the consequence of disobedience or breach of injunction order?
5. Explain detailed provisions of different Modes of Execution of Decree.

B) Attempt Any 2 questions from the following:

(10 x 2)

6. Who is an indigent person? Explain the provisions relating to appeal in respect of an indigent person.

7. Discuss the provisions relating to production, impounding and return of documents.

8. Law of limitation bars the remedy, but does not extinguish the right. What are the exceptions to the statement?

9. What is a summary suit? Explain the provisions relating to summary suit under the Code of Civil Procedure.

C] Write Short Notes:

(05 x 3)

10. Write Any 3 Short Notes

- a) Stay of suit
- b) Receiver
- c) Counterclaim and setoff.
- d) Foreign judgments
- e) Public Nuisance

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Total No. of Questions: 03

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DES SHRI NAVALMAL FIORDIA LAW COLLEGE, PUNE

B.B.A.LL.B. (Semester-IX)

Fifth Year of Five Year Law Course

Interpretation of Statutes [LC 0902]

(2017 Pattern) (Theory) (Revised)

Time: 3 Hours

Max. Marks: 80

Instructions to the candidates:

- 1) All questions are compulsory.
- 2) Figures to the right indicate the full marks.

A] Attempt Any 3 questions from the following:

(15 x 3)

- 1) Explain the role of the Preamble as an internal aid in statutory interpretation.
- 2) Discuss the principle of reading a statute as a whole in its context. Provide case law to support your answer.
- 3) Explain the significance of historical facts and surrounding circumstances in statutory construction.
- 4) Discuss the extent to which jurisdiction can be excluded by statute. Provide case law.
- 5) Define textualist interpretation of the Constitution and provide examples.

B] Attempt Any 2 questions from the following:

(10 x 2)

- 6) Discuss the role of a proviso in statutory interpretation with case law
- 7) Explain the principle of 'same word, same meaning' with relevant case law.

8) Differentiate between mandatory and directory provisions of statutes with examples.

9) What is the significance of an explanation in a statute? Provide examples.

C] Write Short Notes.

(05 x 3)

10) Write Any 3 Short Notes.

- a) Literal Rule
- b) Rule of last antecedent
- c) Illustrations
- d) Vicarious liability in statutory offences
- e) Ex visceribus actus

Total No. of Questions: 03

Seat No.:

**DES SHRI NAVALMAL FIORDIA LAW COLLEGE, PUNE**

B.B.A.LL.B. (Semester-IX)
Fifth Year of Five-Year Law Course
ENVIRONMENTAL LAW [LC 0903]
(2017 Pattern) (Theory)

Time: 3 Hours

Max. Marks: 80

Instructions to the candidates:

- 1) All questions are compulsory.
 - 2) Figures to the right indicates the full marks.
-

A] Attempt Any 3 questions from the following:

(15 x 3)

- 1) Explain the concept of trade and commerce as to animal articles, as per wild life protection act 1972 ?
- 2) Discuss the principle of polluters pay and its application in Indian environmental law.
- 3) What are the major provisions of the Air (Prevention and Control of Pollution) Act, 1981?
- 4) Critically analyze the role of Indian Judiciary in the protection of the environment through Public Interest Litigations (PILs).
- 5) Discuss the impact of the Stockholm Conference, 1972 and the Rio Summit, 1992 on environmental laws in India.

B] Attempt Any 2 questions from the following:

(10 x 2)

- 6) Define and explain the concept of "Biodiversity Management" under the Biological Diversity Act, 2002.

- 7) Examine the significance of the Forest and discuss in detail different type of forest under forest act 1927?
- 8) Describe the concept of "Environmental Impact Assessment (EIA)" and its relevance to development projects in India.
- 9) Discuss the legal measures provided under the Water (Prevention and Control of Pollution) Act, 1974.

C] Write Short Notes:

(05 x 3)

10) Write Any 3 Short Notes.

- a) Public Trust Doctrine
- b) Transboundary Pollution
- c) Wildlife Protection Act, 1972
- d) Noise Pollution (Regulation and Control) Rules, 2000
- e) Inter-generational Equity

Total No. of Questions: 03

Seat No.:

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DES SHRI NAVALMAL FIRODIA LAW COLLEGE, PUNE

B.B.A.LL.B. (Semester-IX)

FIFTH Year of Five Year Law Course

PRACTICAL TRAINING PAPER III

DRAFTING, PLEADING AND CONVEYANCING [LP - 0904]

(2017 Pattern) (Theory)

Time: 3 Hours

Max. Marks: 80

Instructions to the candidates:

- 1) All questions are compulsory.
- 2) Figures to the right indicates the full marks.

A] Attempt Any 3 questions from the following:

(15 x 3)

- 1) Draft a Sale Deed for the sale of a Flat in Sunrise Co-operative Housing Society Ltd., executed by Mr. A in favour of Mr. B.
- 2) Draft a Plaint for the institution of a suit of Specific Performance of an Agreement for the sale of an immovable property.
- 3) Draft a Written Statement in a suit for declaration of share and partition of property of a joint Hindu family.
- 4) Draft a Criminal Complaint alleging defamation caused by an article published in a Magazine.
- 5) Draft a Writ Petition in the High Court of Judicature under Article 14 of the Constitution.

B] Attempt Any 2 questions from the following:

(10 x 2)

- 6) Draft a General Power of Attorney executed by Mr. A in favour of Mr. B, as Mr. A is leaving the country.
- 7) Draft a Notice under Section 138 of the Negotiable Instruments Act, 1882, against PBC Pvt. Ltd.
- 8) Draft an Application for the Compounding of an offence of Defamation.
- 9) Draft an Anticipatory Bail Application.

C] Answer any 3 questions from the following:

(05 x 3)

10) Answer any 3 questions from the following.

- a) Write a short note on the meaning and purpose of Pleading.
- b) Write a short note on the formalities of Conveyancing.
- c) Draft a Public Notice inviting objections to the transaction of immovable property.
- d) Draft an application for a Probate.
- e) Draft an Affidavit.



डी.ई.एस. श्री नवलमल फिरोदिया लॉ कॉलेज

बीबीए एलएलबी (सत्र नऊ)

पाच वर्षांच्या लॉ कोर्स चे पाचवे वर्ष

PRACTICAL TRAINING PAPER III

DRAFTING, PLEADING AND CONVEYANCING (DPC) [LP – 0904]

(२०१७ पॅटर्न) (Theory) (सुधारित)

वेळ : तीन तास

एकूण गुण : ८०

विद्यार्थ्यांसाठी महत्वाची सूचना

- १) सर्व प्रश्न अनिवार्य आहेत.
- २) प्रत्येक प्रश्नाच्या उजवीकडील रकान्यामध्ये त्या प्रश्नाला एकूण किती गुण आहेत ते दर्शवले आहे.

भाग अ

पुढीलपैकी कोणतेही तीन प्रश्न सोडवा

(१५ x ३)

- १) सनराईज को-ऑपरेटिव्ह हाऊसिंग सोसायटी लिमिटेड मधील सदनिकेच्या विक्रीसाठी श्री. ए. तर्फे श्री. बी. ला "सेल डीड" चा मसुदा तयार करा.
- २) स्थावर मालमत्तेच्या विक्रीसाठी कराराच्या विशिष्ट कामगिरीच्या (स्पेसिफिक परफॉर्मन्स) दाव्याचा मसुदा तयार करा.
- ३) संयुक्त हिंदू कुटुंबाच्या (HUF) भागाच्या घोषणेसाठी आणि मालमत्तेच्या वाटपासाठी दाव्यात लेखी निवेदनाचा मसुदा तयार करा.
- ४) मासिकेत प्रकाशित झालेल्या लेखामुळे झालेल्या बदनामीचा आरोप करणाऱ्या फौजदारी तक्रारीचा मसुदा तयार करा.
- ५) राज्यघटनेच्या कलम 14 अंतर्गत उच्च न्यायालयात रिट याचिकेचा मसुदा तयार करा

भाग ब

पुढीलपैकी कोणतेही दोन प्रश्न सोडवा

(१० x २)

- १) श्री. ए. देश सोडून जात असल्याने श्री. बी. च्या बाजूने श्री. ए. यांनी अंमलात आणलेल्या जनरल पॉवर ऑफ अटॉर्नीचा मसुदा तयार करा.
- २) पी. बी. सी. प्रायव्हेट लिमिटेडच्या विरोधात नेगोशिएबल इन्स्ट्रुमेंट्स ॲक्ट १८८२ च्या कलम १३८ अंतर्गत नोटीसचा मसुदा तयार करा.
- ३) मानहानीच्या गुन्ह्याला तडजोड (कंपाउंडिंग) अर्जाचा मसुदा तयार करा.
- ४) अटकपूर्व जामीन अर्जाचा मसुदा तयार करा.

भाग क

पुढीलपैकी कोणतेही तीन प्रश्न सोडवा

(५ x ३)

- १) विवाद प्रतिपादन (प्लीडिंग) अर्थ आणि उद्देश यावर एक छोटी टीप लिहा.
- २) कन्व्हेयन्सिंगच्या औपचारिकतेवर एक छोटी टीप लिहा.
- ३) स्थावर मालमत्तेच्या व्यवहारावर आक्षेप नोंदवणाऱ्या जाहीर नोटीसचा मसुदा तयार करा.
- ४) प्रोबेटसाठी अर्ज तयार करा.
- ५) प्रतिज्ञापत्राचा मसुदा तयार करा.

Total No. of Questions: 03

Seat No.: **DES SHRI NAVALMAL FIORDIA LAW COLLEGE, PUNE****B.B.A.LL.B. (Semester-IX)****Fifth Year of Five-Year Law Course****Principles of Taxation Law [LO 0906]****(2017 Pattern) (Theory)****Time: 3 Hours****Max. Marks: 80****Instructions to the candidates:**

- 1) All questions are compulsory.
 - 2) Figures to the right indicates the full marks.
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A] Attempt Any 3 questions from the following:**(15 x 3)**

- 1) Outline any three deductions available to an assessee under Section 80 (Chapter VI-A) of the Income Tax Act, 1961.
- 2) What are the provisions related to Tax Deducted at Source (TDS) under the Income Tax Act?
- 3) List the various types of income categorized under the head "Income from Other Sources."
- 4) Define Residential Status as per the Income Tax Act and explain how tax liability is determined based on this status.
- 5) Discuss the 101st Constitutional Amendment in detail and its implications on taxation.

B] Attempt Any 2 questions from the following:**(10 x 2)**

- 6) Explain the concept of Agricultural Income as per the Income Tax Act, 1961.
- 7) Write a comprehensive note on the GST Bill, detailing the necessity of GST in India.

8) Describe the provisions for the supply of services when the supplier is located in India, and the recipient is located abroad. Include examples of how GST applies to such transactions.

9) Explain the following terms under the CGST Act:

- a) Time and Value of Supply
- b) Input Tax Credit

C] Write Any 3 Short Notes:

(05 x 3)

10) Write Any 3 Short Notes.

- a) Output Tax Place of Supply.
- b) Outward Supply.
- c) Capital Goods.
- d) Offences and Penalties for specific offenses under Section 122 of the CGST Act, 2017.
- e) 'Registration' under the Central Goods and Services Tax Act.

Total No. of Questions: 03

Seat No.:



DES SHRI NAVALMAL FIORDIA LAW COLLEGE, PUNE

B.B.A.LL.B. (Semester-IX)

Fifth Year of Five Year Law Course

Land Laws I [LO 0908]

(2017 Pattern) (Theory)

[Time: 3 Hours]

[Max. Marks: 80]

Instructions to the candidates:

- 1) All questions are compulsory.
- 2) Figures to the right indicates the full marks.

A) Attempt Any 3 questions from the following:

(15 x 3)

1. What are the duties, liabilities, responsibilities and disabilities of a promoter under the Maharashtra Ownership of Flats Act, 1963.
2. Discuss the difference between ownership of an apartment, ownership of share in joint property and holding of a flat in a co-operative housing society.
3. What is a Development Plan? Discuss its contents and implementation in reference to the Maharashtra Regional and Town Planning Act, 1966.
4. Discuss the Establishment and Composition of the Real Estate Appellate Tribunal under the Real Estate (Regulation and Development) Act, 2016.
5. Discuss the various provisions as to Recovery of Possession by landlord under the Maharashtra Rent Control Act, 1999.

B] Attempt Any 2 questions from the following:

(10 x 2)

6. Discuss Alterations, additions and defects to structure and building in reference to the Maharashtra Ownership of Flats Act, 1963?
7. Describe the procedure for registration of a real estate project under the Real Estate (Regulation and Development) Act, 2016 and the Maharashtra Real Estate Rules, 2017.
8. Write a critical note on 'Standard Rent' with reference to Maharashtra Rent Control Act, 1999.
9. Discuss Common Areas and facilities under the Maharashtra Apartment Ownership Act, 1970.

C] Write Short Notes:

(05 x 3)

10. Write Any 3 Short Notes.

- a) Discuss prohibition on sub-letting, assignment or transfer under the Maharashtra Rent Control Act, 1999.
- b) Objects and Application of the Maharashtra Ownership of Flats Act, 1963.
- c) Composition of the Real Estate Regulatory Authority under the Real Estate (Regulation and Development) Act, 2016.
- d) Common expenses and Contribution to common expenses under the Maharashtra Apartment Ownership Act, 1970.
- e) Duties and liabilities of agents under the Real Estate (Regulation and Development) Act, 2016 and the Maharashtra Real Estate Rules, 2017.
