

FACULTY OF LAW

LL.B. (3 YDC) III -Year V-Semester Examination, May / June 2015

Subject: L A W

Paper – I

Civil Procedure Code and Law of Limitation

Time : 3 Hours

Max. Marks : 80

PART – A (5x6=30 Marks)

Answer any FIVE of the following:

- 1 Civil Suit
- 2 Cause of action
- 3 Set-off
- 4 Framing of Issues
- 5 Temporary Injunction
- 6 Indigent Suits
- 7 Revision
- 8 Legal Disability under the Limitation Act

PART – B (2x15=30 Marks)

Answer any TWO of the following:

- 9 Explain the doctrine of Res Judicata with suitable illustrations.
- 10 What are pleadings? Explain the general rules of pleading.
- 11 What is an Appeal? Distinguish 'First Appeal' from 'Second Appeal'?
- 12 Explain the object of the limitation and the related general principles.

PART – C (2x10=20 Marks)

Answer any TWO of the following:

- 13 'A' filed a suit against 'B' for eviction from his house. When the suit is still pending before a civil court, 'A' once again filed another suit against 'A' seeking the same relief in another court. Is the second suit maintainable? Decide.
- 14 A Civil court issued summons to a party to a civil suit. The party residing in his house started evading the receipts of summons by locking his house whenever the bailiff visited the house. How can the summons be served in such cases?
- 15 A municipal corporation proposed to demolish certain houses allegedly constructed illegally by giving a notice of only two days. Can the owners of such houses approach the Civil court? If so is there any requirement of giving any statutory notice to the corporation? Decide.
- 16 The limitation period for filing a suit is three years. However, the plaintiff has imprisoned during the period of such three years. Can he seek condonation of delay in filing the suit after coming out of jail? Decide.

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