



LHA – 2614

**LL.B. (Hons.) Semester – X Examination, April 2014**  
**ARBITRATION, CONCILIATION AND ALTERNATE DISPUTE**

Duration : 3 Hours

Total Marks : 75

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

(8×8=64)

1. State and explain the need of alternate redressal dispute system in detail.
2. Explain the matters which can be referred to arbitration.
3. Examine the circumstances to grant interim measures.
4. Explain the form and contents of arbitral award.
5. Examine the competence of arbitral tribunal to rule on its own Jurisdiction.
6. State and explain the important powers of arbitrator.
7. Explain the main effects of arbitration agreement.
8. Explain the enforcement of foreign award in detail.
9. Examine the procedure followed while conducting the conciliation proceedings.
10. Explain the appeal procedure laid down under arbitration and conciliation act ?
11. Explain the duties of arbitrator and advantages of settlement.
12. Examine the composition of arbitral tribunal.

13. Write note on **any two** :

(2×3=6)

- a) Valuer
- b) Mediation
- c) Arbitration agreement.

14. Write note on **any two** :

(2×2<sup>1</sup>/<sub>2</sub>=5)

- a) Substitution of arbitrator
  - b) Additional award
  - c) Termination of arbitration proceedings.
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LHA – 2514

LL.B. (Hons.) (Semester – X) Examination, April 2014  
LAW OF EVIDENCE

Duration : 3 Hours

Max. Marks : 75

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

1. Explain terms 'may presume' and 'shall presume'. (8×8=64)
2. Explain the principle of res gestae in detail.
3. What is primary evidence ? How is it different from secondary evidence ?
4. Write short notes on :
  - a) Statement of a person as to the cause of his death.
  - b) Statement made by a person in course of business.
5. Discuss the relevance of good character in civil and criminal cases.
6. When is a confession made by an accused person irrelevant in criminal proceedings ?
7. State and explain the rules relating to Burden of proof.
8. Write short notes on :
  - a) Accomplice
  - b) Motive.
9. 'All persons shall be competent to testify'. Explain the rule and state the relevant exceptions.
10. Give a detailed account of the different types of privileged communications.
11. Define and distinguish between 'examination-in-chief' and 'cross examination'.

P.T.O.



12. What is a public document ? Explain the modes of proof in respect of such documents.

13. Answer **any two** : (2x3=6)

- a) Attesting witness
- b) Electronic records
- c) Handwriting expert.

14. Answer **any two** : (2x2.5=5)

- a) Digital signature
- b) Refreshing memory
- c) Hostile witness.



LHA – 2714

(8=8x2) **LL.B. (Hons.) (Semester – X) Examination, April 2014**  
**INTELLECTUAL PROPERTY RIGHTS**

Duration : 3 Hours

Total Marks : 75

**Instructions :** 1) Answer **any eight** questions from Q. No. 1 to 12.

2) Question No. 13 and 14 are **compulsory**.

(8x8=64)

1. Define the term Passing Off. What are the defenses available in Passing Off ?
2. Define and explain the term "Trademark". Mention the essentials of a good trade mark.
3. Define a patent. Explain the rights and obligations of Patentee.
4. Drafting of specification is an important step in the grant of patent. Critically evaluate the statement.
5. Examine in detail the procedure for registrations of trademarks.
6. Discuss deceptive similarity in Trademarks.
7. Discuss Assignment of Copyright and Licenses.
8. Elaborate of the Role of Copyright Societies in Administration of Copyright.
9. Explain the Authorities which are responsible for registration of copyright.
10. Define copyright and explain nature of copyright.
11. Explain the term author and ownership rights in India.
12. What are the grounds for opposition of patent ?

P.T.O.



13. Write short notes on (any 2) : (2x3=6)
- a) Contract of Services v/s Contract for services
  - b) Well Known Trademarks
  - c) Restoration of Lapsed Patents.
14. Write short notes on (any 2) : (2x2.5=5)
- a) Fair Dealing for research and private study
  - b) John Doe Order
  - c) Criminal Remedies in Trademark.



LHA – 2814

**LL.B. (Hons.) (Semester – X) Examination, April 2014**  
**LAW OF TAXATION**

Duration : 3 Hours

Total Marks : 75

- Instructions :** i) Answer **any four** questions from Q. No.s 1 to 6.  
ii) Answer **any four** questions from Q. No.s 8 to 13.  
iii) Q. No.s 7 and 14 are **compulsory**.

**SECTION – I**

1. What is Agricultural Income ? Explain with the help of suitable case Laws. **8**
2. Outline the mode of determining the residential status of an individual, HUF and a company. **8**
3. Enumerate any eight categories of income which are exempted from tax, giving reasons in each case for each exemption. **8**
4. Give the account of the hierarchy of VAT Authorities under Goa VAT Act, 2005. What are the divisions of wards for implementing the provisions of the Act ? **8**
5. "Ownership alone is the criterion for determination of chargeability of income from house property". Explain. **8**
6. Define the concept "Previous year". Mention the principles under which the income of a previous year is chargeable to tax in the same year. **8**
7. Answer **any two** of the following : **(2×3=6)**
  - a) Income under Income Tax Act, 1961
  - b) Person
  - c) Dealer under Goa VAT Act, 2005.

**SECTION – II**

8. What is charitable purpose ? What are the conditions to be met for claiming exemptions by a charitable trust ? **8**
9. Explain the provisions regarding set off and carry forward of losses under the Income Tax Act, 1961. **8**

P.T.O.



- 10. Define a Capital Asset. Show how short term and long term gains are computed for the purpose of taxation. 8
- 11. Examine the provisions of Goa VAT Act, 2005 in relation to revision and review. 8
- 12. Explain the terms self assessment and regular assessment of Income Tax Act, 1961. 8
- 13. Critically analyse the circumstances when the transferor is liable to pay tax for the income of transferee with suitable illustrations. 8
- 14. Answer **any two** of the following : (2x2.5=5)
  - a) PAN Card
  - b) Winning from lotteries
  - c) Capital receipts and revenue receipts.

SECTION - II

- 8. What is charitable purpose? What are the conditions for claiming exemptions by a charitable trust? 8
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