



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.