

Roll No.....

Time allowed : 3 hours

Maximum marks : 100

Total number of questions : 8

Total number of printed pages : 3

NOTE : Answer SIX questions including Question No.1 which is compulsory.

1. (a) "Determination of a court's jurisdiction on the basis of cause of action is a basic pleading issue." Explain.
(5 marks)
- (b) Define 'deed'. What are the components of a deed in general ?
(5 marks)
- (c) Explain in detail the general principles of drafting and conveyancing.
(10 marks)
2. (a) Re-write the following sentences after filling-in the blank spaces with appropriate word(s)/figure(s) :
 - (i) Acquisition of property by _____ does not amount to transfer under the strict sense of legal meaning.
 - (ii) In a leave and licence agreement, the term 'leave' is used to indicate _____.
 - (iii) An instrument of trust is adopted either as a _____ or as a regular deed.
 - (iv) _____ is a special type of agency, which combines agency with guarantee.
 - (v) _____ is a method of acquiring the right to use equipment or real property for consideration.
 - (vi) Mortgage by deposit of title deeds is called _____ mortgage in English law.
(1 mark each)
- (b) Explain the essential requirements of the sale of immovable property.
(6 marks)

: 2 :

(c) Select the odd term out and briefly justify your answer :

- (i) (a) Trade mark
 - (b) Patent
 - (c) Copyright
 - (d) Sale deed.
- (ii) (a) Fidelity guarantee
 - (b) Warranty
 - (c) Bank guarantee
 - (d) Continuing guarantee.

(2 marks each)

3. (a) Draft a specimen deed of assignment of life insurance policy.

(8 marks)

(b) State, with reasons in brief, whether the following statements are true or false :

- (i) Hypothecation as a form of transfer of property is regulated by the Transfer of Property Act, 1882.
- (ii) A deed of partnership dissolution does not require registration and payment of stamp duty.
- (iii) Letter of authority is nothing but a power of attorney.
- (iv) For corporate executives, knowledge about drafting and conveyancing helps in obtaining legal consultations and preparing draft documents.

(2 marks each)

4. Write notes on the following. Attempt *any four* :

- (i) Basic features of a contract of agency
- (ii) Counter affidavit
- (iii) Compounding of offences under the Companies Act, 2013
- (iv) Powers and functions of receiver under mortgage in respect of monies received by him
- (v) Place and date of execution of a deed.

(4 marks each)

: 3 :

5. (a) What is meant by 'pleadings' ? Explain the fundamental rules of pleadings. (8 marks)
- (b) Match the following :
- | <i>List-A</i> | <i>List-B</i> |
|------------------------|---------------------------------|
| (i) Testimonium clause | (a) <i>Art of behaving</i> |
| (ii) Pleadings | (b) <i>Written statement</i> |
| (iii) Etiquette | (c) <i>Drafting</i> |
| (iv) Conveyancing | (d) <i>Parties have signed.</i> |
- (2 marks each)
6. (a) What is a hire-purchase agreement ? Draft a specimen deed of hire-purchase agreement for motor vehicle with guarantee. (10 marks)
- (b) Enumerate important grounds of defence while drafting a written statement as per Order 8 Rule 7 of the Code of Civil Procedure, 1908. (6 marks)
7. (a) Draft a specimen form of guarantee for a customer by a surety to a bank. (8 marks)
- (b) Distinguish between the following : (4 marks each)
- (i) 'Charge' and 'mortgage'.
- (ii) 'Set-off' and 'counter claim'.
8. (a) "For winning a case, art of advocacy is important for anyone appearing in a court whether he is an advocate or a professional or even a party-in-person." Discuss. (8 marks)
- (b) Draw a table highlighting the various distinguishing features of a revision application being filed in High Court and an appeal to be filed in a superior court. Cite relevant provisions of law wherever applicable. (8 marks)

—————0—————