

Roll No.....

Time allowed : 3 hours

Maximum marks : 100

Total number of questions : 6

Total number of printed pages : 3

**NOTE :** Answer **ALL** Questions.

1. Comment on the following :

- (a) FIR can be lodged with the Police Station only in case of cognizable offences. What do you understand by non-cognizable offences ?
- (b) What are the rights available against refusal of transfer of shares by a company ?
- (c) Decree has been awarded by the court. Advice on information required for making written application for execution of decree.
- (d) 'Wakfs are trusts'. Explain ? Advise on applicability of Indian Trust Act on Wakfs.

(5 marks each)

**Attempt all parts of either Q. No. 2 or Q. No. 2A**

2. Write notes on the following :

- (a) Privilege WILL and non-Privilege WILL.
- (b) Name and explain various types of Writs allowed by Constitution of India.
- (c) Essentials of E-contracts.
- (d) Drafting of Articles of Association.

(4 marks each)

***OR (Alternate question to Q. No. 2)***

**2A.** Write notes on the following :

- (i) Fidelity Guarantee
- (ii) On-line Shopping Agreement between the Service provider and manufacturer.
- (iii) Types of Mortgage.
- (iv) Probate and letter of administration.

*(4 marks each)*

***Attempt all parts of either Q. No. 3 or Q. No. 3A***

- 3.**
- (a) Subrogation of Surety to the Rights of creditor on payment.
  - (b) Assignment of copyrights.
  - (c) FIR can be lodged with the Police Station whereas a complaint is to be made to the Magistrate.
  - (d) Gift can be made either orally or through Gift deed. Is there any requirement to get it stamped and registered ?

*(4 marks each)*

***OR (Alternate question to Q. No. 3)***

- 3A.**
- (i) Sub-lease is not a surrender of lease.
  - (ii) An award given by the Arbitrator is not always final and binding upon the parties.
  - (iii) Deficiency in pleading would not affect case of Plaintiff. State the points to be considered for supporting the above statement.

: 3 :

- (iv) Usufructuary mortgage is similar to English Mortgage. Whether this statement is correct ? Justify your answer.  
(4 marks each)
4. (a) Draft a petition for prevention of Oppression & Mismanagement u/s 241 of The Companies Act, 2013 with NCLT. Assume facts.  
(8 marks)
- (b) Draft a petition for grant of probate of a will.  
(8 marks)
5. (a) What are the provisions in the constitution regarding filing of SLP ?  
(8 marks)
- (b) Pravin Arora mortgaged his property in favor of Juhi Chawla in consideration of loan taken by Pravin Arora. Now the loan together with interest has been paid. Prepare a deed of redemption or re-conveyance of mortgaged property in favor of the mortgagor.  
(8 marks)
6. (a) You are not happy with the judgement issued by the court. The client has approached the lawyer to file an application for review of the judgement. Draft an application for review of the judgement.  
(8 marks)
- (b) X Co. Ltd. intends to hire the operational staff like Malis, Sweepers, Security Guards, Typists etc. for its office in New Delhi. As a Company Secretary in practice, advice the management of X Co. Ltd. about the benefits of outsourcing the staff rather than direct recruitment. Also draft a specimen of the outsourcing agreement to be entered into with the Service Provider Company.  
(8 marks)