

Roll No.

9647

**BA LLB (Hons.) 5 Year Course 9th
Semester Common with LLB (Hons.)**

3 Year Course 5th Semester

Examination – November, 2017

CIVIL PROCEDURE CODE AND LIMITATION

Paper : 901

Time : Three Hours] [Maximum Marks : 80

Before answering the questions, candidates should ensure that they have been supplied the correct and complete question paper. No complaint in this regard, will be entertained after examination.

Note : Attempt *five* questions in all, selecting *one* question from each Unit. Question No. 9 (Unit – V) is *compulsory*.

UNIT – I

1. Explain and illustrate the doctrine of Res-Subjudice. 14
2. Examine in brief, the provisions of CPC regarding place of filing suits relating to immovable property. 14

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UNIT – II

3. What is *Plaint* ? Discuss in brief, the important features of *plaint*. 14
4. Examine the provisions of CPC regarding appearance and non-appearance of parties. 14

UNIT – III

5. "An executing court must execute the Decree as it is". Comment. Explain, the circumstances when an executing court can go behind the decree ? 14
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6. What do you mean by *Appeal* ? What are the powers of *Appellate Court* ? 14

UNIT – IV

7. What do you mean by *Temporary Injunction* ? Explain, in brief, the grounds of issuance of orders of *temporary injunction* under CPC. 14
8. "Once time of limitation starts running no subsequent disability can stop it." Comment. 14

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UNIT - V

9. Explain the followings :

3 × 8 = 24

- (a) Civil Suit
- (b) Counter Claim
- (c) Cause of Action
- (d) Written Statement
- (e) Preliminary Decree
- (f) Rejection of Plaint
- (g) Review
- (h) Effect of valid Acknowledgement

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