

Roll No. ....

**9645**

**B. A. LL. B. (Hons.) 5 Year Course  
8th Semester (w.e.f. Dec.-2021)  
Examination – November, 2023**

**EQUITY AND TRUSTS**

Paper : 1781/805

*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 *four* questions from Unit-I to IV selecting *one* question from each Unit. These questions shall carry 14 marks each. Unit-V is *compulsory* and each questions in this Unit shall carry 3 marks.

**UNIT – I**

1. Trace out the origin and development of equity in England. 14
2. Discuss remedies and procedure of equity courts. 14

9645- (P-3)(Q-9)(23)

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**UNIT – II**

3. Elaborate the following maxims : 14
  - (i) Equity follows the Law
  - (ii) Equity looks to the intent rather than the forms.
4. "Where equities are equal, the first in time shall prevail." Discuss. 14

**UNIT – III**

5. Define trust and how it can be created, what are the disabilities of trustees under the Indian Trusts Act. 14
6. Explain in detail the duties and liabilities of trustees under the Indian Trust act, 1882. 14

**UNIT – IV**

7. Discuss the concept of equity and its relevance and application in Indian Legal System. 14
8. What are the rights of the beneficiary under the Indian Trust Act ? What can he do where the trustee has mixed the trust property and trust funds with his own ? 14

9645- (P-3)(Q-9)(23) (2)

**UNIT – V**

9. Explain the followings :

$8 \times 3 = 24$

- (i) Equity-A matter of grace
  - (ii) Individual Equity
  - (iii) Executory Trust
  - (iv) Nature of Fiduciary relations
  - (v) Exectuted and Executory trust
  - (vi) Author of the Trust
  - (vii) Delay defeats Equity
  - (viii) Equality is equity
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