

B.A. LLB (Hons.) 5 Year Course 9th Semester  
(w.e.f. Dec.-2021), Examination, December 2022

**EQUITY AND TRUST**

Paper- 1781

Time allowed 3 hours [Maximum marks 80]

*Note: Attempt four questions from Section I to IV, selecting at least one question from each section. These questions carry 14 marks each. Section V is compulsory and each question of this section carry 3 marks.*

**Section-I**

1. Justify the statement that law and equity both meet the same end that is to do right. Discuss the relation of equity with common law.
2. For what reasons the High Court of Judicature Acts, 1873-75 were passed in England? What were the major changes effected in the legal system by the Judicature Acts?

**Section-II**

9645-P-3-Q-9 (22)

[P. T.O.]

3. When Equities are equal the first in time shall prevail?

Discuss

4. Equity acts Personam Discuss

**Section-III**

5. Who can and who cannot be trustee? Discuss. What are the rights and powers of a trustee under the Trust Act?

6. What are the essential requirements for creation of a trust according to the provisions of the Indian Trusts Act, 1882? Discuss

**Section-IV**

7. What are fiduciary relations? Discuss its importance.

8. What do you mean by Trust? How trust extinguish? Discuss in detail.

**Section-V**

9. Write short notes on the following.

(a) Proper Persons

(b) Precatory Trusts

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- (c) Effects of judicature Acts
- (d) Equity looks on that as done which ought to have been done
- (e) Trusts under Mohammedan Law
- (f) Creator of trust
- (g) Distinguish between trust and debt
- (h) Benami transaction

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