

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
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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