

Departmental Examination of the IAS and TCS Grade-II Officers , April, 2019

Subject :- Civil Law and Procedure (Law Paper-III) (With Books)

Time Allowed :-3 (Three Hours)

Total Marks :- 100

Answer question No. 1 of Group-A, 6(Six) questions from Group -B and 5 questions from Group-C

Group-A

1. Answer the following questions . (Very short answer type questions)

10x2=20

- (a) Define 'Judgement' .
- (b) Define 'plaintiff' as per the Limitation Act ,1963.
- (c) What does 'cause of action ' mean?
- (d) What does ' decree ' mean as per the Code of Civil Procedure ,1908 ?
- (e) What does 'preliminary decree' mean ?
- (f) Define 'Gift' as per the Transfer of Property Act .
- (g) What does the term 'easement' mean ?
- (h) What does the term 'promissory note' mean according to the Limitation Act ?
- (i) Define 'Mesne Profit ' as per the Code of Civil Procedure .
- (j) What is 'lease' ?

Group- B

Answer any 6(Six) questions (Answers should be in brief).

6x5=30

2. Discuss in brief the particulars that should be mentioned in a 'written statement' .
3. What does set off mean ? Discuss the conditions to be fulfilled to claim a set off .
4. What is 'contingent contract' ? Give two examples of contingent contract . (2+3 = 5)
5. Discuss the provisions of Limitation Act relating to condonation of delay .
6. State the essentials of valid tender .
7. Write short notes on the following :-
 - (a) Status Quo ,
 - (b) Legal Representative .
8. Define 'pledge' as per the Indian Contract Act. Mention the difference between hypothecation and pledge. (2 +3 =5)
9. Mention in brief the essential contents of a judgement.

Group-C

Answer any 5(Five) questions (Long answer type questions)

5x10=50

10. Discuss in details the particulars that should be mentioned in a 'plaint'.
11. What is meant by remand ? Discuss the relevant provisions of remanding a case by one appellate court to a trial Court as laid down in the Code of Civil Procedure ,1908 .
- 12 . Discuss the various types of mortgage in details .
- 13 . Define 'ResJudicata' . Discuss the scope and object of Res Judicata as per the Code of Civil Procedure . (2+8=10)
- 14 . Discuss in details the types of properties that can be transferred as per provisions of the Transfer of Property Act, 1882
15. Define 'bailment', 'bailor' and 'bailee'. Discuss the essentials of bailment . (3+7=10)
16. Discuss the rights and liabilities of lessee .