

2025

LAW

(Civil Procedure Code And Limitation Act)

Paper No. 5:1 (OLD COURSE)

Full Marks : 100

Pass Marks : 40

Time : 3 hours

*The figures in the margin indicate full marks
for the questions*

Answer question no. 1 and any five questions from the rest.

1. Write short notes on *any four* of the following: 4x5
 - a) Injunction
 - b) Mesne profits
 - c) Cause of Action
 - d) Caveat
 - e) Revision

2.
 - a) Discuss the provisions relating to decrees and its essentials. 8
 - b) What is exparte decree/ Can it be set aside? 8

3. What is a pleading? Discuss the provisions relating to pleadings their amendments and the principles Governing Amendments of Pleadings. 16

(Please turn over)

4. Distinguish between: 8+8
a) Pecuniary and temporary jurisdiction
b) Inspection and discovery
5. Explain the different stages in the progress of a suit from the time of the institution till it is finally determined. 16
6. a) What do you understand by Joinder of Parties, Non-joinder of Parties and Mis-joinder of Parties? 8
b) Distinguish between First Appeal and Second Appeal. 8
7. Discuss the provisions relating to special suits and interpleader suits. 16
8. a) Discuss in detail section 5 of the Limitation Act. 8
b) Give illustrations to explain what is and what is not 'sufficient case' for the purpose of the extension of the period of limitation. 8
9. Define Legal Disability. What do you mean by "Barred by Limitation"? 8+8
10. Discuss the fact and principles of law laid down in:-
Union Carbide Corporation
vs.
Union of India
AIR (1991) 4 SCC 584 16

★ ★ ★