

2019

LAW

(Property Law)

Paper No. 3:5

Full Marks : 100

Pass Marks : 40

Time : 3 hours

DIMAPUR LIBRARY
Hill View Colony
Dimapur : Nagaland

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

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

1. Write notes *any four* of the following: 4x5
 - a) Fraudulent Transfer
 - b) Immovable property
 - c) Onerous Gift
 - d) Mortgage
 - e) Prescriptive Rights of Easement
 - f) Sale

2. Property of any kind may be transferred. Discuss in detail those kinds of property which have been declared not transferrable under the Transfer of Property Act, 1882. 8+8

3. Explain in detail the principle "*Nemo dat quod non habet*". What are some of the exceptions to the Rule No one can give what he has not? 8+8

(Please turn over)

4. Discuss Vested and Contingent interest. What are the differences between Vested and contingent interest? Explain in brief when contingent interest becomes vested. 8+4+4
5. Who is an ostensible owner? Discuss how an ostensible owner can transfer his property. 8+8
6. What is actionable claim? Explain with illustration. How is it different from mortgage? 8+4+4
7. Discuss the rule against perpetuity. What are the exceptions to this rule? 10+6
8. Explain dominant and Servient heritage. Describe the rules for governing the incidents of easements laid down in the Easements Act, 1882. 8+8
9. Explain the following with illustrations whenever necessary: 8+8
- a) Easement of necessity and Quasi-Easement
- b) When is the License deemed revoked
10. Write the facts of the case and the principles of law laid down in:

Thakur Kishan Singh

vs

Arvind Kumar

AIR 1965 SC 73

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