

PRACTICAL TRAINING & DRAFTING

PAPER-I

1. Answer any Five Questions:-

(5 X 6= 30)

- a) What are the fundamental rules of pleading ?
- b) Define Gift.
- c) Define Will.
- d) What is F.I.R ?
- e) Define Sale.
- f) What do you mean by the term “Document”?
- g) What do you mean by the term “Promissory-Note”?
- h) Distinguish between Inquiry and Investigation.
- i) Difference between Complain and F.I.R.
- j) What do you mean by the term Power of Attorney? Discuss its execution and revocation procedure.

2. Answer any Four Questions:-

(4 X 15= 60)

- a) Draw a bail petition on behalf of an accused person.
- b) Draw a memo of Criminal Revision.
- c) Draw a written statement of a money suit.
- d) Draw a Power of Attorney.
- e) Draw an application under Order 5 Rule 20 of the Code of Civil Procedure.
- f) Draw a plaint of an ejectment suit.
- g) Draw a Sale Deed.

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PAPER-II

Answer any Six Questions:-

(6 X 15 = 90)

1. "The seven lamps of advocacy which have been referred as the qualified for an advocate to be successful at the Bar"- Discuss.
2. An advocate is a privileged member and watch dog of Indian society, his duties to the court, to the client and to the opponent, must conform to the provisions and rules of Advocates Act, 1961. Comment.
3. What do you mean by Advocacy? Discuss the basic elements of advocacy?
4. What do you mean by Bar Councils? Discuss the constitution of State Bar Council.
5. Write a note on the functions of Bar Council of India.
6. Write a brief note on 'BAR-Bench' relations.
7. Write a brief note on development of legal profession in India.
8. Discuss the significance of accountancy for lawyers.
9. Discuss the elections procedure of BAR Councils.
10. Discuss the advantages and limitation of accounting.
11. Write in brief branches of accounting for advocates.
12. Write a note about the relation of accounting to law.
13. Power of State Bar Council to punish for professional misconduct.
14. Write a note on the Disciplinary Committee of Bar Council of India.

Paper – III

Answer any Six questions.

(15x6 = 90)

- 1.a) What do you mean by the term “ADR”?
- b) Discuss the significance of ADR.
- 2) a) Explain the term “ Arbitration” with suitable case laws.
- b) How ADR and Arbitration are complementary to each other?
- 3) What do you mean by the term Legal Aid”? Write a note on the origin and development of Legal Aid in India?
- 4) What do you mean by the term “Arbitration Agreement” as per Arbitration and Conciliation Act? What are its essential elements?
- 5) Discuss the origin, development and role in mediation in India. When mediation can be regarded as suitable?
- 6) What do you mean by the term “Lok Adalats”? Discuss the nature, scope and functions of Lok Adalats.
- 7) What do you mean by the term negotiation? Discuss the important characteristics of negotiation.
- 8)a) Distinguish between mediation and negotiation.
- b) Distinguish between negotiatiation and Conciliation.
- c) What do you mean by the term “Arbitral Award”?
- 9) “Every award made by a Lok Adalat shall be final and binding on all parties”- Discuss.
- 10) “The parties are free agree upon the languages to be used in the arbitral proceeding” – Explain with suitable case laws.

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PAPER-IV

30x3=90

TOTAL MARKS:- 90

1. Draw an application for Mutual Divorce under Special Marriage Act. Draw Evidence-on-Affidavit on behalf of both Petitioners separately with proper format.
2. Observation of Trial in two Civil and two Criminal cases.
3. Moot Proposition

Md Juber Ali (the appealing party) who was a lawyer by profession, married to Farjana khaton (the respondent) in 2000, had three sons and two daughters from this marriage. In 2000, when Fatima's age was 38 years, she was disowned by her husband Akbar after 8 long years of marital relation and was tossed out from her marital home together with her children. In February 12th, 2009, she filed an appeal in the presence of Judicial Magistrate of Barasat, because she was abandoned from the maintenance of Rs. 2500 per month, which was guaranteed to be provided by him. She demanded Rs. 5000 per month as maintenance. Subsequently, Md. Juber gave her irrevocable Triple Talaq on November 6th, 2009, and used it as a defence to not pay maintenance. The Magistrate, in 4th of August, 2010 directed the husband to pay an entirety of Rs 2000 per month as maintenance. Farana Khaton in July 2018 made a plea to the High Court of Calcutta, to enhance the sum of maintenance to Rs. 10,000 each month, and High Court increased the maintenance to the claimed amount of Rs. 10,000 per month. The decision by the High Court was challenged by the spouse, Juber Ali within the Supreme Court as a Special Leave Petition to the High Court's decision.

Issue:-

- a) What are main ingredient of Section 125 Cr.P.C.?
- b) Whether Section 125 of CrPC will overrule the personal laws?
- c) Whether Section 127 of Cr.P.C will overrule the personal Laws?
- d) Whether the State has any rights to decide about maintenance between two individuals?
- e) Will it be very discriminatory and will it violate the rights and social status of women?
- f) Does not granting maintenance and abiding by these laws violate the Constitutional supremacy and basic principles of our Constitution?
- g) Does it amount to gender discrimination?