

TILAK MAHARASHTRA VIDYAPEETH, PUNE
BACHELOR OF LAWS (LL.B.) (Three Years Semester Pattern)/
B.A. LL.B. (ACADEMIC LAW)
(FIVE YEARS SEMESTER PATTERN) CREDIT SYSTEM
EXAMINATION : MAY - 2025
THIRD/SEVENTH SEMESTER

Sub.: Arbitration, Conciliation and Alternate Dispute Resolution System (LW-304/7004)

Date : 16/05/2025

Total Marks : 60

Time: 2.00 pm to 4.30 pm

Instructions: 1) All questions are compulsory.
2) Figure indicate to the right full marks.

Q. 1. Answer the following question. (15)

A) Discuss the role and powers of an Arbitral Tribunal. How is an Arbitral Tribunal constituted?

OR

B) Explain the process of conciliation under the Arbitration and Conciliation Act, 1996. How does conciliation differ from arbitration.

Q. 2. Answer the following question. (15)

A) Define Arbitral Award. Explain the grounds for setting aside an Arbitral Award under Section 34 of the Arbitration and Conciliation Act, 1996.

OR

B) Define Arbitration Agreement. Discuss the essential elements of a valid arbitration agreement.

Q. 3. Write Short Notes. (any four) (20)

- a) Types of Arbitration
- b) Lokadalat
- c) Family Court and Arbitration
- d) Appointment of Arbitrators
- e) Advantages of ADR
- f) Difference between Arbitration and Negotiation

Q. 4. Answer the following questions. (10)

A) A and B enter into a contract containing an arbitration clause. Later, a dispute arises, and A files a lawsuit in court instead of initiating arbitration. B argues that the court has no jurisdiction due to the arbitration agreement. Decide.

OR

B) During an ongoing arbitration between X and Y, X passes away. Y argues that arbitration proceedings should be terminated, while X's legal heirs claim they can continue the proceedings. Decide and explain the validity of arbitration after the death of a party.