

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

FIFTH/NINETH SEMESTER

Sub.: The Code of Civil Procedure 1908 and limitation Acts 1963 (LW-501/9001)

Date : 13/05/2025	Total Marks : 60	Time: 10.00 am to 12.30 pm
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Instructions: 1) All questions are compulsory.
2) Figure indicate to the right full marks.

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

A) Define summons and explain its essentials. Discuss the various modes of service of summons under the Civil Procedure Code.

OR

B) What is execution and what are the different modes of execution of a decree under the Civil Procedure Code.

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

A) Discuss the law relating to suits by or against minors and lunatics. Who are the legal representatives for such suits, and what is the role of guardians or next friends?

OR

B) Define judgment and explain its essential elements. How does a judgment differ from a decree under the Civil Procedure Code.

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

- a) Interpleader Suit
- b) Set-Off and Counterclaim
- c) Principle of Res judicata
- d) Pleading
- e) Condonation of Delay
- f) Garnishee Order

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

A) A minor inherits property but fails to take legal action within the limitation period. His guardian does not file a suit on his behalf. Later, after attaining a majority, he files a case. Discuss the applicability of the doctrine of legal disability and whether his suit is maintainable.

OR

B) A has filed a suit against B for the specific performance of a contract. A fears that B may transfer the property to a third party before the final decision of the suit. In light of the provisions under the Civil Procedure Code, can A seek a temporary injunction to prevent such a transfer? Discuss.