

Roll No. ....

Time allowed : 3 hours

Maximum marks : 100

Total number of questions : 6

Total number of printed pages : 4

**NOTE :** Answer **ALL** Questions.

## PART-A

1. (a) Explain the procedure relating to establishment of Appellate Tribunal under Foreign Exchange Management Act, 1999.
- (b) Discuss the mission and the ways through which WIPO promotes the development and use of international intellectual property system.
- (c) State the obligation of banks on KYC policy as per guidelines issued by Reserve Bank of India.
- (d) What is meant by contracts “uberrimae fidei” ? Which contracts are in general may be treated as contracts “uberrimae fidei” ?
- (e) Describe the privileges of Export and Trading House Status Holders in pursuance to the foreign trade policy.

(5 marks each)

*Attempt all parts of either Q. No. 2 or Q. No. 2A*

2. (a) Samir, on a holiday with his family, hired a taxi service. The taxi was in a poor condition and the driver had not adequate rest and drove rushly. Eventually, it went burst in the middle of the way. As a result, Samir and his family could not reach the airport in time to catch their flight. Decide, whether, Samir may be treated as a consumer under Consumer Protection Act, 1986 ?

: 2 :

- (b) Discuss the functions of Special Economic Zone Authority under Special Economic Zones Act, 2005.
- (c) Differentiate between vested and contingent interest under Transfer of Property Act, 1882.
- (d) A invites B to stay with him during winter vacation at his residence. B accepts the invitation and informs A accordingly. When B reaches A's house, he finds it locked and he has to stay in a hotel. Can B claim damages from A ?
- (e) Explain the term "Abuse of Dominance" under Competition Act, 2002.

(3 marks each)

**OR (Alternate question to Q. No. 2)**

- 2A.**
- (i) Are securities dealt in depository liable to stamp duty under the provisions of Indian Stamp Act, 1899 ?
  - (ii) How the attachment of property is executed under Prevention of Money Laundering Act, 2002 ?
  - (iii) Does the Alternate Dispute Resolution (ADR) processes provide procedural flexibility of a conventional trial ? Explain.

(5 marks each)

- 3.**
- (a) Anil bequeaths his all properties to B desiring him to divide the bulk of the property among Sunil's Children. State, whether the trust has been created with sufficient certainty ? State also the certainties which are required to create a valid trust under Indian Trusts Act, 1882.

(5 marks)

- (b) State the composition and jurisdiction of National Commission under Consumer Protection Act, 1986.

(5 marks)

: 3 :

- (c) Aman hired a room in a hotel and paid a week's rent in advance. After registering, he went up to occupy the room. Aman found a notice on the wall that "The proprietor will not be responsible for articles lost or stolen, unless handed over to the manager of the hotel for safe custody." Owing to the negligence of the hotel staff, a thief gained access to the room and stole some goods of Aman. State whether the proprietor of the hotel is liable for the loss caused to Aman ? State also which type of contract it is ?  
(5 marks)
4. (a) State the composition, duties, powers and functions of Competition Commission of India under Competition Act, 2002.  
(8 marks)
- (b) Discuss the provisions regarding the appointment of arbitrators under the Arbitration and Conciliation Act, 1996.  
(7 marks)
- PART-B**
5. (a) What is meant by 'Substantial Expansion' ? When the nature of expansion would not amount to substantial expansion under Industries (Development and Regulation) Act, 1951 ?  
(3 marks)
- (b) Under what circumstances a Sub-Registrar can refuse to register a document under The Registration Act, 1908 ?  
(3 marks)
- (c) Discuss the procedure for award of relief under the Public Liability Insurance Act, 1991.  
(3 marks)
- (d) What is "Environmental Audit" ? Explain.  
(3 marks)
- (e) Describe the powers of trustees under the Indian Trusts Act, 1882.  
(3 marks)

*Attempt all parts of either Q. No. 6 or Q. No. 6A*

6. (a) Discuss the criteria of classification of the enterprises engaged in the manufacture of goods or in rendering services in micro, small and medium enterprises. (5 marks)
- (b) Explain the heads under which compensation or relief for damages may be claimed under the National Green Tribunal Act, 2010. (5 marks)
- (c) Comment on the presumption of culpable mental state. Who can avoid such presumption of culpable mental state as stated under the Essential Commodities Act, 1955 ? (5 marks)

*OR (Alternate question to Q. No. 6)*

- 6A. (i) State the functions of the Central Pollution Board constituted under AIR (Prevention and Control of Pollution) Act, 1981. (5 marks)
- (ii) What steps should be taken to dissolve a society constituted under the provision of Societies Registration Act, 1860 ? (5 marks)
- (iii) Discuss the powers of Legal Metrology Officer regarding inspection and seizure under Legal Metrology Act, 2009. (5 marks)