

Code No. : 9061

**FACULTY OF LAW**

**LL.B. (3Y.D.C.) III Year V Semester Regular Examination, December 2010**

**LAW**

**Paper – I : Civil Procedure Code and Limitation Act**

Time : 3 Hours]

[Max. Marks : 80

**PART – A**

Answer **any five** of the following : **(5×6=30 Marks)**

1. Decree
2. Mesne Profits
3. Summons
4. Interpleader suit
5. Affidavit
6. Set off
7. Revision
8. Acknowledgement.

**PART – B**

Answer **any two** of the following :

**(2×15=30 Marks)**

9. What are the essentials of a civil suit ? Enumerate different stages of suit ?
10. What is an exparte decree ? What are the remedies available to a defendant against whom exparte decree is passed ?
11. What is appeal ? What are the powers of appellate court ?
12. What is legal disability ? Examine the impact of legal disability on the period of limitation.



PART - C

Answer any two of the following : (2×10=20 Marks)

13. A, B and C each enters into an agreement with D to supply coal to D for his factory. A, B and C fail to deliver the coal. D wants to claim damages from A, B and C in one suit. Is it objectionable ? Discuss.
14. X resides at Tirupati and Y resides at Guntur. Y borrows Rs. 2 Lakhs from X at Hyderabad and executes a promissory note to X payable at Warangal. Y fails to repay the loan. X wants to sue Y at Tirupati. Give Advice to X regarding the places where he can sue.
15. 'A' sued 'B' for possession of property as an owner basing his claim on title. The suit was dismissed. Again 'A' instituted a suit for possession of the same property on the ground of adverse possession. Can he do so ? Decide.
16. Mr. X is too poor to pay the requisite court fees. He wants to file a suit without payment of court fees. Is it possible ? If so, explain to him the procedure to be followed.

PART - B

Answer any two of the following :

9. What are the essentials of a civil suit ? Enumerate different stages of suit ?
10. What is an ex parte decree ? What are the remedies available to a defendant against whom ex parte decree is passed ?
11. What is appeal ? What are the powers of appellate court ?
12. What is legal disability ? Examine the impact of legal disability on the period of limitation.