



**BALBA – 1216**

**B.A. LL.B. (Semester – VIII) Examination, April 2016**  
**CIVIL PROCEDURE CODE AND LIMITATION ACT**

Duration : 3 Hours

Total Marks : 75

**Instructions:** 1) Answer **any 8** questions from 1 to 12.

2) Question no. 13 and 14 are **compulsory**.

1. "A Civil Court has jurisdiction to try all suits of civil nature excepting the suits of which their cognizance is either expressly or impliedly barred". Discuss.
2. Discuss the concept of Res judicata and Res subjudice.
3. What is a plaint ? Give the difference between return of the plaint and rejection of the plaint.
4. Discuss the provisions in Civil Procedure Code which deal with parties to the suit.
5. Explain different modes of service of summons to a defendant.
6. What is meant by set-off and counter claim ? Distinguish between them.
7. What is execution proceedings and discuss the powers of the executing court ?
8. What do you understand by an Ex parte decree ? Briefly explain the procedure for setting aside an ex parte decree.
9. Explain the procedure for appointment of commissioner and discuss powers and duties of commissioner.
10. What is an Appeal ? Distinguish between First Appeal and Second Appeal.
11. "Acknowledgment in writing gives rise to fresh period of Limitation". Explain.
12. Discuss the concepts of 'Review and reference with reference to the Civil Procedure Code.
13. Write short notes on **(any two)** :
  - a) Decree
  - b) Inherent Powers of a Civil Court
  - c) Attachment before Judgement.
14. Write short notes on **(any two)** :
  - a) Condonation of delay
  - b) Garnishee order
  - c) Judgement.