BALBA – 1840

B.A. LL.B. (Sem. – IX) Examination, April 2018
LAW OF TAXATION

Duration : 3 Hours   Max. Marks : 75

Instructions : i) Answer **any eight** questions from Q. No. 1 to 12.
ii) Answer to Question No. 13 and 14 are **compulsory.**

1. Define Agricultural Income. Explain with necessary case laws what is "Agriculture" and "Agricultural Purpose". **8**

2. Examine the provisions of Income Tax Act, 1961 relating to the determination of residential status of HUF, Partnership firm and a Company. **8**

3. Define Charitable Purpose. Explain the conditions to be fulfilled for claiming exemptions from tax in respect of income from property for Charitable or Religious purpose. **8**

4. "No tax shall be levied without the proper authority of law." Explain this statement in relation to the Constitutional Provisions and Tax Law. **8**

5. Define salary. What are the deductions allowed while computing income from salary ? **8**

6. Discuss the statement "Income from other sources". Specify the exemptions available while computing income under the head "income from other sources". **8**

7. What is assessment ? Discuss different types of assessment under the Income Tax Act, 1961. **8**

8. Under what circumstances income of other persons are included in the assessee's total income ? **8**

9. Explain the mode of set off and carry forward of losses under the Income Tax Act, 1961. **8**

10. When is the tax on income from house property payable ? Explain circumstances in which house property income is exempt from tax. **8**

11. Examine in detail any eight categories of incomes that are exempted under Sec. 10 with reasons under Income Tax Act, 1961. **8**

BALBA – 1840

12. What are the various tax authorities under Income Tax Act, 1961 ? Specify the various powers and functions of Central Board of Direct Taxes, Commissioners of I. T., and Income Tax Officers.   8

13. Answer **any two** of the following :   (2×3=6)

    a) Cannons of taxation

    b) Double taxation relief

    c) Gross total income.

14. Answer **any two** of the following: (2×2.5=5)

    a) Illegal income

    b) Depreciation allowance

    c) Perquisites.

B.A. LL.B. (Semester – IX) Examination, April 2018
TRADEMARK AND DESIGN LAW

Duration : 3 Hours   Total Marks : 75

Instructions : a) Answer **any eight** from Questions No. **1** to **12**.   (8×8=64)
b) Q. No. **13** and **14** are **compulsory**.

1. Explain the objectives, salient features of a good trademark and examine the definition of mark and trademarks under the trademark legislation.

2. Answer the following :

   a) Grounds of opposition of trademark.

   b) Essentials of trademarks.

3. 'Registered trademark is protected by way of infringement'. Enumerate the idea of infringement and the modes of infringement with relevant cases.

4. Discuss the authorities set up and civil remedies applicable in case of infringement of registered trademark under Trademark Act, 1999.

5. State the stages for the registration of trademark and the requisites for registration of trademark as per Trademark Act, 1999.

6. 'Unregistered trademark is protected by way of passing off'. Analyze this statement and discuss the types of passing off with relevant cases.

7. Elaborate in detail the procedure laid down under the Designs Act, 2000 for obtaining a design in India.

8. Explain the concept of design. Explain the importance of design and mention non registrable design under Indian Designs Act, 2000.

9. 'There is a relation between copyright and design'. Critically examine this statement and highlight the similarities and dissimilarities between these two.

10. Write a note on the following :

    a) Infringement of design.

    b) Penalties for registered design as per Designs Act, 2000.

11. Enumerate the rights available to the registered owner of design and mention the authorities set up under the Designs Act, 2000.

BALBA – 1843

12. Elucidate the important features of a design and mention the articles prohibited from registration as design under Designs Act, 2000.

13. Answer **any two** of the following with reason and authority :   (2×2.5=5)

    a) Who can apply for trademark ?

    b) Duration and renewal of trademark.

    c) Well known trademark.

14. Answer **any two** of the following with reason and authority :   (2×3=6)

    a) Assignment of design.

    b) Duration of design.

    c) Cancellation of registered design.

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BALBA – 1844

B.A. LL.B. (Semester – IX) Examination, April 2018
LAND LAWS

Duration : 3 Hours   Total Marks : 75

Instructions : 1) Answer **any 8** questions from Q. No. **1** to **12**.
2) Question No. **13** and **14** are **compulsory**.

(8×8=64)

1. Who can terminate tenancy under Agricultural Tenancy Act 1964 ? Explain the conditions and procedure for such termination.

2. Define "Landlord" and explain the provisions of GDD Buildings (Lease, Rent and Eviction) Control Act 1968 which deal with Appeal and Revision.

3. Explain how the rights of public and individual over any public road, land or path not required for use of public shall be extinguished.

4. How is land revenue assessed under the provisions of Land Revenue Code 1968 ?

5. Explain in detail the following :
   a) Member of family under Mundkars Act 1975.
   b) Eviction of Mundkar by Bhatkar under Mundkars Act 1975.

6. Discuss the definition of 'building' and the classes of building exempted from its application under the GDD Buildings (Lease, Rent and Eviction) Control Act 1968.

7. Discuss on Mamlatdar under Mamlatdar Court Act 1966.

8. Explain and discuss the provisions of beneficial laws under Agricultural Tenancy Act, their socio legal, economic effects and impact.

9. Elaborate on "survey of land" and "boundary mark".

10. Define tenant and explain whether the rights of tenants are heritable under the Agricultural Tenancy Act 1964.

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BALBA – 1844

11. Elaborate on the evidences that Mamlatdars court will consider when plaintiff avers that the natural flow of surface water from his land has been impeded.

12. Elucidate the grounds on which landlord has right to recover immediate possession of premise from tenant under the GDD Buildings (Lease, Rent and Eviction) Control Act 1968.

13. Write short notes on **any two** :   (2×2.5=5)
    a) Mutation under Land Revenue Code.
    b) Vexatious proceedings under GDD Buildings (Lease, Rent and Eviction) Control Act 1968.
    c) Register of Mundkar.

14. Write short notes on **any two** :   (2×3=6)
    a) Dwelling House of a Mundkar.
    b) Tenants right to operate sluice gates.
    c) Regional plan in settlement of record of rights.