


Name:			
Enrolment No:			
UNIVERSITY OF PETROLEUM AND ENERGY STUDIES End Semester Examination, May 2022 Course: Civil Procedure Code-II and Limitation Act, 1963 Semester: VIII Program: B.Tech Computer Science+LLB CL/ET-IPR Time: 03 hrs. Course Code: CLCC-3010 Max. Marks: 100			
Instructions:			
SECTION A (5Qx2M=10Marks)			
S. No.		Marks	CO
Q 1	Define the term “Restitution”.	2	CO1
Q 2	Under section 100, second appeal lies to the _____.	2	CO1
Q 3	Arrest and Attachment could be made under which order of the code _____.	2	CO1
Q 4	Maximum Period of detention where decree is for a sum exceeding Rs. 5000 is _____.	2	CO1
Q 5	What is the limitation period for Filing appeal in High Court in civil cases?	2	CO1
SECTION B (4Qx5M= 20 Marks)			
Q 6	“Mention the content of a Judgment as required under the law relating to judgment under CPC. Within how many days the court is required to pronounce a Judgment from the date of hearing of arguments?”	5	CO1
Q 7	“Repeated Adjournment break the back of litigants” held supreme court recently. In light of this statement explain the rules in Code of Civil Procedure 1908.	5	CO3
Q 8	Explain the term Examination-in-chief under Civil Suit. Analyze the process of examination in chief in civil suit in comparison to criminal suit	5	CO2
Q 9	Explain the exception to the rule “Limitation Act Bars the remedy but not the right”.	5	CO3

SECTION-C (2Qx10M=20 Marks)			
Q 10	What are the grounds for filing temporary injunction? Discuss the important judgment on test of Temporary Injunction	10	CO2
Q 11	Discuss the provisions of the Civil Procedure Code regarding the issue of commissions. Illustrate your answer.	10	CO2
SECTION-D (2Qx25M=50 Marks)			
Q 12	<p>What remedy can be availed in following cases</p> <p>(a) Judgment passed without serving notice to the parties</p> <p>(b) The court entertain an appeal against an order which was not appealable order</p> <p>(c) Compensation granted is less in respect of the compensation seek in prayer.</p>	25	CO4
Q 13	<p>Whether in following cases , Condonation of delay under section 5 should be granted , Explain.</p> <p>(a) The paper for appeal were handed over by the appellant to his advocate in the morning of the last day of limitation. Through Pressure of urgent work the advocate did not look into the papers till the evening of the day. The appeal thus filed next day.</p> <p>(b) Condonation of delay in filing the suit on the ground that he was prevented from filing the suit in time for want of sufficient funds required to purchase the court fee and meet other legal expenses.</p>	25	CO3