

UNIVERSITY OF PETROLEUM  
AND ENERGY STUDIES ,DEHRADUN  
(APRIL-2017- END SEMESTER EXAMINATION)

Program:- B. Tech ( C.S. E) L.L.B (Hons) Cyber Laws 2011 B.Tech (E.T.) L.L.B  
(Hons) IPR 2011 (SEMESTER:Xii)

Subject:- Professional Ethics

Course Code:- LLBL 531

MAX MARKS : 100

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Students to attempt all 4 parts i.e. A,B,C,D.

PART A (20 Marks)

1. Furnish the requisite information /Say Yes/No, Fill up the blanks.
  - i. Bar Council of India Consists of two ex-officio members viz....., .....(Section.....)
  - ii. Under which provisions, State Bar Councils admit persons as Advocates on their rolls.
  - iii. A University is recognized far law degree by Bar Council of India under Section..... Act,1961
  - iv. A Senior Advocate is appointed under section.....Act.....
  - v. Attorney General of India shall have pre-audience over all other Advocates. Quote relevant provision of law.
  - vi. Advocates to be the only recognised class of persons entitled to practices law as per section .....of Act.....
  - vii. Bar Council of Kerala Comprises of....., .....
  - viii. Can a state Bar Council withdraw proceedings before its disciplinary Committee.....yes/no (Relevant Section.....).
  - ix. Which rules regulate proceedings for Contempt of Supreme Court ?
  - x. Under which provisions of law, a disciplinary Committee of a State Bar Council removes the name of the Advocate from the State roll of Advocates.

Part B (20 Marks)

2. Write Short notes on
  - i. Any Five Functions of State Bar Council.
  - ii. Difference Between Criminal Contempt and Civil Contempt as per contempt of Court Act, 1971
  - iii. Supreme Court Can proceed for its Contempt in 3 ways in addition to contempt in its presence/hearing. Which are those 3 ways?
  - iv. 3 Disqualification for enrolment as Advocate.

Part C (30Marks)

3. Explain

- i. Duties of Advocates to clients
- ii. Ethical Principles regarding examination of witnesses.
- iii. Conditions for right to practice as an Advocate as given in Part VI chapter III of Bar Council India Rules.

Part D (30Marks)

4.

- i. What is Scandalizing a court as per Supreme Court Judgement. AIR 2007 2725 (Rajesh Kumar Singh versus High Court of Judicature of M.P.)
- ii. Refusal to return files when demanded by client amounts to Professional misconduct. Explain with reference to Supreme Court Judgement in the case of R.D. Saxena Vs Balram Prasad Sharma. AIR 2000 S.C. 2912.
- iii. Courts are not subservient to the disciplinary Jurisdiction of Bar Council. A High Court can bar an Advocate found guilty of contempt of court from appearing, pleading till he gets himself purged of the Contempt. Explain w.r.t judgement of Supreme Court (2004) 6 S.C.C 311. Bar Council of India Versus High Court of Kerala.